

**CITY OF MENOMINEE, MICHIGAN  
MENOMINEE CITY COUNCIL  
AGENDA FOR JULY 18, 2011  
HELD AT CITY HALL - 2511 10<sup>th</sup> STREET – 6 p.m.**

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**A) CALL THE MEETING TO ORDER.**

**B) PLEDGE OF ALLEGIANCE TO THE FLAG.**

**C) ROLL CALL.**

**D) APPROVAL OF MEETING AGENDA.**

**E) MINUTES OF PREVIOUS MEETINGS:**

**F) PUBLIC HEARINGS:**

1) M.O.C. 1:8.6 – Housing Commission.

**G) PUBLIC COMMENT:**

1) Maximum 15-minute public comment session. Statements, not debate, limited to three minutes per person on agenda items only.

**H) COMMUNICATIONS:**

**I) REPORTS OF OFFICERS:**

1) City Manager's report.

**J) MISCELLANEOUS:**

**K) REPORTS OF STANDING COMMITTEES:**

**L) MOTIONS AND RESOLUTIONS:**

- 1) M.O.C. 1:8.6 – Housing Commission as amended.
- 2) Motion to amend the Operating Budget to fund facility improvements.
- 3) Resolution to authorize staff to apply for an Assistance to Firefighters Grant for the purchase of fire department equipment.
- 4) Resolution accepting and scheduling a public hearing on the application from Anchor Coupling, Inc. for an Industrial Facilities Tax Exemption Certificate.
- 5) Resolution accepting and scheduling a public hearing on the application from L. E. Jones Company for an Industrial Facilities Tax Exemption Certificate.
- 6) Resolution accepting and scheduling a public hearing on the application from Middleby Marshall Holding LLC, dba Nu-Vu Food Service Systems for an Industrial Facilities Tax Exemption Certificate.
- 7) Payment of the invoices for the US-41 wastewater project.
- 8) Payment of the invoices for the US-41 water project.

**M) PUBLIC COMMENT.**

**N) ADJOURN.**

/skj



City of Menominee  
**City Council**  
Agenda Item

<b>TITLE:</b> Housing Commission Ordinance Amendment	
Requesting Agency: Housing Commission	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: July 18, 2011
Phone: 863-1747	Advertising Date: N/A
	Council Ward: City Wide
Attachments: Ordinance	

**PURPOSE:**

Committee review, discussion and recommendation of amended Housing Commission ordinance to the City Council.

**BACKGROUND:**

In 1986, the Michigan Legislature amended the Michigan Housing Facilities Act of 1933, also known as Public Act 18. The statutory amendments changed the relationship between municipalities and their housing commissions. A subsequent Michigan Supreme Court decision made clear that those amendments ended municipalities' employment relationships with housing commissions as a matter of law, absent a resolution by the municipality to the contrary.

The proposed ordinance amendments are intended to bring the ordinance into conformity with the amended State statute.

**BUDGET IMPACT:**

None.

**COMMITTEE RECOMMENDATION / ACTION:**

The Judicial and Legislative/Personnel and Labor Committee recommends scheduling a public hearing on and approval of the proposed ordinance.

The City Council adopted the recommendation at the June 20, 2011 meeting.

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends that the proposed ordinance as amended be approved by the City Council.

Agenda Item: \_\_\_\_\_

**EXISTING ORDINANCE:**

**TITLE 1: ADMINISTRATION**  
**CHAP. 8: BOARDS AND COMMISSIONS**

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**1:8.6**

**1:8.6 HOUSING COMMISSION.**

- (1) Pursuant to Public Act No. 18 of the extra session of the Legislature of the State of Michigan for 1933, as amended; and to accomplish the purposes set forth in Section 2 of said Act No. 18 as amended, namely; to purchase, acquire, construct and maintain, operate, improve, extend or repair housing facilities, and to eliminate housing conditions which are detrimental to public peace, safety, morals or welfare, a commission is hereby created in and for the city to be known as the "Menominee Housing Commission".
- (2) Membership in the commission shall be in accord with MCL 125.654, MSA 5.3014.
- (3) A president and vice-president shall be elected by the commission. The commission may appoint a director who may also serve as secretary, and other employees or officers as are necessary. The commission shall with the approval of the appointing authority and city council, fix their compensation. The committee may employ engineers, architects and consultants, when necessary.

**PROPOSED AMENDED ORDINANCE:**

**TITLE 1: ADMINISTRATION**  
**CHAP. 8: BOARDS AND COMMISSIONS**

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**1:8.6**

**1:8.6 HOUSING COMMISSION.**

- (1) **Created.**  
Pursuant to Public Act No. 18 of the extra session of the Legislature of the State of Michigan for 1933, MCL 125.651 et. seq. as amended; and to accomplish the purposes set forth in Section 2 of said Act No. 18 as amended, namely; to purchase, acquire, construct and maintain, operate, improve, extend or repair housing facilities, and to eliminate housing conditions which are detrimental to public peace, safety, morals or welfare, a commission is hereby created in and for the city to be known as the "Menominee Housing Commission".
- (2) **Appointed Members; Term of Office; Compensation**  
~~Membership in the commission shall be in accord with MCL 125.654, MSA 5.3014.~~
  - (a) The Menominee Housing Commission shall consist of five (5) members appointed by the Mayor and confirmed by the City Council. The term of office of members of the Commission shall be five (5) years. Pursuant to MCL § 125.654(2), at least one member of the Commission shall be a tenant of public or subsidized housing. Members may be removed from the Commission in accordance with MCL § 125.654.
  - (b) The members of the Menominee Housing Commission shall serve without compensation; provided, however, they may be reimbursed for actual expenses incurred in serving as a member of the Commission in an amount to be determined by the Commission.

(3) **Powers and Duties.**

~~A president and vice president shall be elected by the commission. The commission may appoint a director who may also serve as secretary, and other employees or officers as are necessary. The commission shall with the approval of the appointing authority and city council, fix their compensation. The committee may employ engineers, architects and consultants, when necessary.~~

(a) The Housing Commission shall have all the powers and duties vested or permitted to be vested in the Housing Commission by Act 18 of the Public Acts of the extra session of 1933, MCL 125.651 et seq., as amended heretofore or hereafter, and any laws heretofore or hereafter enacted which are supplemental thereto, it being the intention of this chapter to vest in the Menominee Housing Commission all powers and duties permitted by law.

(b) The Menominee Housing Commission may appoint a director who may also serve as secretary, and other employees or officers as are necessary. The Menominee Housing Commission shall prescribe the duties of its officers and employees and shall have the sole authority to fix their compensation, fringe benefits, and terms and conditions of employment

(4) **Reports to City Council.**

The Menominee Housing Commission shall make an annual report of its activities to the City Council and shall make such other reports as the Council may from time to time require.



City of Menominee  
**City Council**  
Agenda Item

**TITLE:** Operating Budget Appropriation

Requesting Agency: City Manager

Meeting Date: July 18, 2011

Contact: Michael Cramer

Public Hearing: N/A

Phone: 863-1747

Advertising Date: N/A

Council Ward: Citywide

Attachments:

**PURPOSE:**

Appropriation of funds for facility improvements to the Fire Department, Police Department, and City Hall from the Public Improvement Fund.

**BACKGROUND:**

At the July 11, 2011 Finance Committee and Parks and Recreation / Building and Grounds Committee the City Manager reviewed a short list of potential maintenance and improvement issues related to the Municipal Complex. The Manager has requested that \$110,000.00 of the \$130,250.00 in the Public Improvement Fund be appropriated for the use of improvements to the Fire Department, Police Department and City Hall areas.

**BUDGET IMPACT:**

Appropriation of \$110,000.00 from the Public Improvement Fund (245) to fund the cost of the improvement project.

**COMMITTEE RECOMMENDATION / ACTION:**

The Finance Committee and Parks and Recreation/Buildings and Grounds Committee recommend approval of the appropriation.

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends approval by City Council.

Agenda Item: \_\_\_\_\_



City of Menominee  
**City Council**  
 Agenda Item

**TITLE:** Assistance to Firefighters Grant Application

Requesting Agency: Fire Department	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: N/A
Phone: 863-1747	Advertising Date: N/A
	Council District: Citywide
Attachments:	A: Engine Capital outlay request B: Breathing apparatus Capital outlay request C: Excerpt of NFPA 1911 D: 2010 AFG Narrative Engine E: 2010 AFG Narrative Breathing Apparatus F: Resolution for Submission of Grant Application

**PURPOSE:**

Request that City Council grant the City Manager and Mayor the authority to apply for Assistance to Firefighters Grant.

**BACKGROUND:**

The Assistance to Firefighters Grant administered through FEMA is a competitive grant available to all fire departments though out the US. The grant has a requirement of 5% match by the recipient. The grant is for firefighting equipment including apparatus. Since the grant programs inception in 2001, the City has been awarded the grant 3 times receiving approximately \$100,000.

- ▲ The last 3 years we have applied for a grant in the amount of \$450,000 to purchase an engine, but we have been turned down. Our reserve engine (Engine-3) is 30 years old and does not meet the National Fire Protection Association (NFPA) standard for firefighting apparatus. It needs to be removed from service to limit the City's liability
- ▲ In 2014 our breathing apparatus will be 15 years old. At that time the air cylinders by law must be replaced. Also parts have been discontinued for the air pressure regulator.- If we have a failure in a regulator, we will have to retrofit the regulator and face piece to the new type at considerable cost. We applied for a grant for this project in 2010 but were turned down.

I have also outlined the need for both of these purchases in my capital outlay request in March 2011.

**BUDGET IMPACT:**

If the city is awarded the grant, a 5% match will be required. The 5% match for the engine will be approximately \$25,000 and the 5% match for the breathing apparatus will be approximately \$6,000.

**COMMITTEE RECOMMENDATION / ACTION:**

The Public Safety / Public Works Committee along with the Finance Committee recommend the City Council approve moving forward with the grant application for the Engine Replacement and Breathing Apparatus.

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends the Council grants permission to apply for the Assistance to Firefighter grant for an engine and breathing apparatus/associated equipment.

Agenda Item: \_\_\_\_\_

**CITY OF MENOMINEE  
CAPITAL IMPROVEMENT PLAN  
CAPITAL OUTLAY  
WRITTEN EXPLANATION**

CAPITAL NEED TITLE: **Fire Engine**

NAME OF DEPARTMENT: **FIRE**

PRIORITY#: **1**

1. General Capital Need Description:

***Purchase replacement Engine***

2. General Capital Need Justification:

***Our current first due and newest engine is 20 years old. Our reserve engine is a 1981 model, making it 30 years old. National Fire Prevention Association code 1911 Appendix D states that apparatus manufactured prior to 1991 be removed from service because of the lack of safety features incorporated into the design and construction of the vehicle. Continuing to keep the 1981 engine in service is a liability to the City. Every year that we wait to purchase an engine the costs increase by more than \$10,000 due to price increases. We have applied for an Assistance to Firefighters Grant in May Of 2010. We have not been notified either way as to the awarding or denial of the grant. This is a 95% grant with a 5% match. I estimate the chance of us being award the grant at 15%.***

3. Capital Need's Present Status:

***Our current first due and newest engine is 20 years old. Our reserve engine is a 1981 model, making it 30 years old.***

4. Potential Funding Sources:

***Assistance to Firefighter's Grant.***

***USDA Grant/Loan.***

***Loan.***

Total Capital Need Cost: **\$450,000.00**

Less Credits (if any): ***Trade in or sell Engine 3. Unknown – Maybe \$10,000.00?***

Net Cost: **\$450,000.00**

CITY OF MENOMINEE  
CAPITAL IMPROVEMENT PLAN  
CAPITAL OUTLAY  
WRITTEN EXPLANATION

CAPITAL NEED TITLE: **Self Contained Breathing Apparatus**

NAME OF DEPARTMENT: **FIRE**

PRIORITY#: **2**

1. General Capital Need Description:

***Replacement purchase of 15 SCBA w/ air cylinders.***

2. General Capital Need Justification:

***Our current breathing apparatus was purchased in 1999. The composite air cylinders have 15 year life span as specified by federal rules. That means in November of 2014 the cylinders must be removed from service. Replacement cylinders are approximately \$550 for each cylinder. - We have 30 cylinders. Also, the regulators have been discontinued. All 15 breathing apparatus need to be retrofitted at an approximate cost of \$600 for each unit. And, the PASS devices have been failing. Repair costs for the PASS units is approximately \$200 each. Just to maintain the breathing apparatus in the current state the cost would be nearly \$30,000. I do not believe that this is a smart purchase as the technology and standards are so much more advanced than our 1999 breathing apparatus. We applied for an Assistance to Firefighters grant in 2010, but we were turned down.***

3. Capital Need's Present Status:

***Our current breathing apparatus was purchased in 1999. The composite air cylinders have 15 year life span as specified by federal rules.***

4. Potential Funding Sources:

***General Fund Budget Allocation***

***Assistance to Firefighter's Grant***

Total Capital Need Cost: **\$100,000.00**

Less Credits (if any): ***Trade in. Unknown – Maybe \$2,000.00?***

Net Cost: **\$100,000.00**

## 2010 Firegrant Narrative - Engine

Menominee Fire Department is a small all career fire department with 12 union line personnel and the fire chief. We provide the following services to our community of 9,000 residents: fire suppression, motor vehicle extrication, water rescue, ice rescue, technician level confined space rescue, and operations level hazardous materials response. We have signed automatic aid agreements with the City of Marinette Wisconsin as well as Menominee and Ingallston Townships in Michigan. Under these signed agreements, we provide automatic aid to Marinette's approximately 12,000 residents as well as to southern 31 square miles of Menominee and Ingallston Townships to the north of Menominee.

After careful examination and prioritizing we have determined that our most urgent need is to replace our aging engine.

**Project Description:** Replace our 19 year old front line engine, demote this engine to reserve status, and remove our 29 year old reserve engine from service.

**Goal:** To replace our aging engine with one that meets the current standard on apparatus - NFPA 1901. The new engine will provide 1. New and improved safety features including anti-lock brakes, shoulder belts for personnel in the crew cab seats, and independent front suspension. 2. More cabinet space allow us to carry more equipment. 3. Higher performance - (more pump capacity, foam capabilities, and a built in AC generator). 4. A more comfortable ride and climate control system causing less stress for the firefighters.

Our reserve engine has reached the end of its service life. We also believe that our 1st line engine at 19 years old, although mechanically sound, should be downgraded to reserve status.

**Background:** Our current front line engine is 19 years old and our reserve engine is 29 years old. Both of these engines have served us well. However, our primary engine no longer meets . - With the many changes that have been made in firefighting techniques, we are no longer able to carry all the necessary equipment and tools to perform our job on this engine. We have had some age/wear related repairs lately including broken cab mounts and worn/broken springs and suspension components, worn tires, and electrical problems associated with bad/broken connections. Our 19 year old primary engine which will be downgraded to reserve status was originally built with open-cab jump seats and was retrofitted in 1997 to fully enclose the jump seats.

Beginning in February 2006, we began providing automatic aid with our neighboring city Marinette Wisconsin. This has increased the number of calls we go on by nearly 200. We believe that the increased number of calls, as well as the age of the apparatus, is leading to more maintenance issues including chassis cracks and breaks, suspension system failures, and tire wear.

If we are awarded this grant our plan is to form a committee of line and administrative personnel to develop detailed specifications based on our Department's needs. We will then solicit bids based on the specifications and award the bid. After we take delivery of the engine we will train all personnel on the safe operation of the new engine and place it into service. Our reserve engine would then be removed from service with ownership transferred to a non-emergency service entity.

General specifications for the new engine are: 6 person custom cab, Rugged chassis with anti-lock

brakes and independent front suspension, 1500-2000 GPM pump, 500-750 gallon water tank, Class B foam system, AC generator, Breathing air cascade system, Hoses, Nozzles, Ladders, and Tools to outfit the engine. The vehicle will meet the current edition of NFPA 1901.

We have a price of \$440,000 from a supplier based on the general specification listed above.

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Community/Department Profile: Menominee lies 60 miles north of Green Bay Wisconsin and has a population of 9,100 people. The City is bordered on the east by Green Bay (Lake Michigan) and to the west the Menominee River which separates Michigan from Wisconsin. To the south west across the Menominee River lies the City of Marinette Wisconsin a city of approximately 12,000. To the north are rural residential/wooded properties. Menominee is made up of a mix of residential, industrial, and waterfront properties. Based upon the high number of residential structures with balloon construction, the two paper mills and other industrial properties in our City, Insurance Services Office has calculated our initial response to structure fires should be with at least 3000 gallons per minute pump capacity. Menominee also is an international shipping port with over 100 large cargo ships using the port per shipping season. Some other larger/target hazard occupancies in our City include: 2 paper mills, a paint manufacturing facility, 4 large warehouse complexes, and a 261 slip marina. Critical infrastructures including the following: 1. U.S. Highway 41 including the interstate bridge between Michigan and Wisconsin. ( U.S. 41 is a major thoroughfare for transportation for goods and people from Michigan's upper peninsula and Wisconsin). 2. Canadian National Railroad (the major thoroughfare for transportation of goods from Michigan's upper peninsula and Canada to Wisconsin). 3. SBC Telephone - the switching terminal for most of Menominee County. With these occupancies, target hazards, and critical infrastructure in our city plus the occupancies in Marinette and Menominee-Ingallston Townships, we need dependable apparatus that are designed for our needs today.

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Financial Need: Purchasing a new engine has been a goal of the City for more than 7 years. It has been on our capital budget for 5 years, but has been unfunded.

Listed here is our 2010-2011 budget.

Wages	\$629,323
Fringe Benefits	\$390,944
Operating Costs	\$ 47,950
Equipment Repairs	\$ 18,000
Training	\$ 4,500
Capital Equip Purchases	\$ 10,000

The fire department's original request for capital equipment purchases was \$129,000, but was cut to \$10,000.

In the last 4 years, our annual maintenance costs have risen from \$13,000 to over \$20,000. This is due in large part to the aging of our apparatus and the increased costs to repair and maintain associated with their age.

In January of 2008, the City's finance committee determined that the City would be over budget by an estimated \$240,000. In response, the City has laid off the City Engineer, the Engineer assistant, and the Director of Public works. In mid 2008 the animal control officer was terminated and his position was eliminated. In 2009/2010 while facing another deficit budget, the City eliminated the Director of Police and Fire Services, 3 positions in the Department of Public Works, and 1 position in the treasurer's office.

The City's financial problems are a result of decreased state revenue sharing, stagnant property values, and increased operating costs. State revenue sharing has declined more than 5% over the last 3 years, which represents a loss of over \$300,000. The current economic conditions are not forecast to change, meaning property values will continue to decline, and costs for supplies, insurance, and labor costs will continue to rise.

With the City's budget situation we are unable to replace our aging engine without securing a grant.

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Budget: New engine estimated cost \$440,000  
Federal grant share \$418,000  
Local share \$ 22,000

Our local share will be funded through contingencies, budget adjustments, and/or issuing of bonds.

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Conclusion: With your assistance we will be able to purchase a new engine that will be safer, haul more equipment, have more capabilities, be more comfortable, and help lower our maintenance costs.

Thank you for your consideration.  
Mark Petersen, Fire Chief

## 2010 Firegrant Narrative – Breathing Apparatus

Menominee Fire Department is a small all career fire department with 12 union line personnel and the fire chief. We provide the following services to our community of 9,100 residents: fire suppression, motor vehicle extrication, water rescue, ice rescue, technician level confined space rescue, and operations level hazardous materials response. We have signed automatic aid agreements with the City of Marinette Wisconsin as well as Menominee and Ingallston Townships in Michigan. Under these signed agreements, we provide automatic aid to Marinette's approximately 12,000 residents as well as to southern 31 square miles of Menominee and Ingallston Townships to the north of Menominee.

**\*Project Description:** Replace our Self Contained Breathing Apparatus, Accountability System, and Thermal Imaging Camera.

**\*\*Goals:** 1. To replace our aging SCBA with units that meets the current NIOSH standard as well as the current NFPA 1982, and have these SCBA be compatible with our neighbor department (Marinette Wisconsin) who we co-respond with to more than 150 calls per year under an automatic aid agreement. 2. To have an accountability system that is built into the SCBA. 3. To replace our 12 year old thermal imaging camera.

To achieve these goals, we will purchase 17 30 minute SCBA with 2216 psi carbon cylinder, quick fill universal rescue connection, integrated PASS with redundant alarms and heat sensor, telemetry for the accountability system, facepiece with heads-up display, and 1 spare cylinder for each unit . As well as an accountability system which will integrate with the SCBA telemetry which includes a laptop computer, telemetry antenna, software and tags. 1 thermal imaging camera with vehicle charger bracket.

**\*SCBA/Accountability System:**

Our current SCBA units are now 11 years old and no longer meet the current NFPA 1981 standards. In addition, due to their age they are no longer dependable units and need to be replaced. We have been having issues with the integrated pass devices as they alarm while firefighters are working with sufficient movement so that they should not be alarming. With all of the false PASS alarm activations it hampers a firefighter's ability to concentrate and perform their tasks, and it also causes complacency on the fire ground when a false PASS alarm is heard.

The manufacturer of our current SCBA has discontinued production of parts for the facepiece regulator. If we have any failures of the facepiece regulator we will have to upgrade the entire regulator and retrofit the mask. The new regulators do not connect to the mask in the same way which will cause training issues, but the most serious issue would be that all of our current mask will not connect to this new regulator. If a firefighter is using a current style mask he/she will not be able to use the SCBA with the new regulator. This will cause a lot of problems on the fireground including delayed readiness because of the need to hunt down the right mask, incompatibility between firefighters who may need to buddy breathe, and incompatibility with our RIT pack. At more than \$600 per SCBA to retrofit the facepiece regulator, the cost (nearly \$10,000) would be more than half of our equipment repair budget. We cannot afford to retrofit all SCBA at once, and if we retrofit some and not all we have the incompatibility issue.

The carbon fiber cylinders on our current SCBA have only 4 years left before they must be removed from service and destroyed. It doesn't make good financial sense to spend the money to retrofit the

facepiece regulators and then have to replace all of our cylinders, especially since we have the PASS issues and they are not compliant with the current NFPA 1982 standard.

The benefit of purchasing new SCBA and accountability system would be the integrated pass devices will also include an accountability system that we will be able to monitor all of our firefighters while in hazardous environments and know instantly what their status is. The requested equipment will also allow more effective communication with the firefighters, thus making it easier to communicate an emergency message. These SCBA would be used not only in our primary response area, but in our neighboring areas also through automatic/mutual aid.

**\*Thermal Imaging Camera:**

Our current thermal imaging camera was purchased 12 years ago through community fund drives. The camera has been a very effective tool and has performed well over the years. Recently we have had some reliability issues with the camera and it has been unavailable for use at some incidents. We had one major repair on the camera with a cost of over \$3,000. Our firefighters do not have confidence in the unit and are not using it, as a result they are less efficient fighting structure fires.

The benefit of purchasing a new thermal imaging camera would having a reliable tool that will assist our firefighters in structural fires. The thermal imaging technology has improved a lot since our camera was purchased 12 years ago. By purchasing a new camera, our firefighters would have a more advanced tool that will allow them to be more efficient. The thermal imaging camera would be used not only in our primary response area, but in our neighboring areas also through automatic/mutual aid.

**\*Effect on Daily Operations:**

The receipt of this grant will have a positive effect on our organization and the community. Our members will feel safer with equipment that does not malfunction. The receipt of the SCBA/Accountability System as well as the thermal imaging camera will allow our firefighters to have the confidence of knowing that they have the best equipment available to get the job done, without the distraction of having to worry about the piece of equipment failing. The community will benefit because there will be less down time of vital equipment in our riding positions due to the replacement of ineffective equipment. There will be more functional equipment responding with better technology and resources to mitigate the task that is at hand.

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**Community/Department Profile:**

Menominee lies 60 miles north of Green Bay Wisconsin and has a population of 9,100 people. The City is bordered on the east by Green Bay (Lake Michigan) and to the west the Menominee River which separates Michigan from Wisconsin. To the south west across the Menominee River lies the City of Marinette Wisconsin a city of approximately 12,000. To the north are rural residential/wooded properties. Menominee is made up of a mix of residential, industrial, and waterfront properties. Menominee also is an international shipping port with over 100 large cargo ships using the port per shipping season. Some other larger/target hazard occupancies in our City include: 2 paper mills, a paint manufacturing facility, 4 large warehouse complexes, and a 261 slip marina. Critical infrastructures including the following: 1. U.S. Highway 41 including the interstate bridge between Michigan and Wisconsin. ( U.S. 41 is a major thoroughfare for transportation for goods and people from Michigan's upper peninsula and Wisconsin). 2. Canadian National Railroad (the major thoroughfare for

transportation of goods from Michigan's upper peninsula and Canada to Wisconsin). 3. SBC Telephone - the switching terminal for most of Menominee County. With these occupancies, target hazards, and critical infrastructure in our city plus the occupancies in Marinette and Menominee-Ingallston Townships, we need dependable SCBA and associated firefighting equipment to mitigate incidents safely and efficiently.

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Financial Need:

Replacing our SCBA/Accountability System and Thermal Imaging Camera has been a department goal of the City for more than 3 years. It has been on our capital budget for 2 years, but has been unfunded.

Listed here is our 2010-2011 budget.

Wages	\$629,323
Fringe Benefits	\$390,944
Operating Costs	\$ 47,950
Equipment Repairs	\$ 18,000
Training	\$ 4,500
Capital Equip Purchases	\$ 10,000

The fire department's original request for capital equipment purchases was \$129,000, but was cut to \$10,000.

In January of 2008, the City's finance committee determined that the City would be over budget by an estimated \$240,000. In response, the City has laid off the City Engineer, the Engineer assistant, and the Director of Public works. In mid 2008 the animal control officer was terminated and his position was eliminated. In 2009/2010 while facing another deficit budget, the City eliminated the Director of Police and Fire Services, 3 positions in the Department of Public Works, and 1 position in the treasurer's office.

The City's financial problems are a result of decreased state revenue sharing, stagnant property values, and increased operating costs. State revenue sharing has declined more than 3% over the last 4 years, which represents a loss of over \$40,000, and the estimated loss for the 2009-2010 fiscal year is over \$100,000. These economic cuts leave us no money for capital improvements, and the current economic conditions are not forecast to change, meaning property values will continue to decline, and costs for supplies, insurance, and labor costs will continue to rise.

With the City's budget situation we are unable to replace our aging SCBA/Accountability System and Thermal Imaging Camera without securing a grant.

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Budget:

17 SCBA at \$5610 each = \$95,370  
17 Spare cylinders \$865 each = \$14,705

1 Accountability System \$1,477  
1 Laptop computer for Accountability System \$4,000  
1 Thermal Imaging Camera w/ vehicle charger \$9,765  
Project Total \$125,317

Federal grant share \$119,051  
Local share \$6,266

Our local share will be funded through our capital equipment budget, contingencies, budget adjustments, and/or issuing of bonds.

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Conclusion: With your assistance we will be able to purchase the new SCBA/Accountability System and Thermal Imaging Camera that will allow our firefighters to perform their job with more confidence allowing them to work safer, quicker and more efficient.

Thank you for your consideration.  
Mark Petersen, Fire Chief

**RESOLUTION FOR SUBMISSION OF AN  
ASSISTANCE TO FIREFIGHTERS  
GRANT APPLICATION**

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WHEREAS, the City of Menominee desires to utilize federal funding to enhance our fire department for the safety and security of the public; and

WHEREAS, city staff is preparing an application to the Assistance to Firefighters Grant administered through FEMA for funding to purchase a Fire Engine and Breathing Apparatus; and

WHEREAS, if awarded, the grant will require a 5% match, which the city agrees to appropriate approximately \$31,000 after award;

THEREFORE, BE IT RESOLVED, the City of Menominee will submit an application for funding to the Assistance to Firefighters Grant administered through FEMA;

AND FURTHER RESOLVED, that City Manager Michael Cramer is authorized to sign the application on behalf of the City of Menominee.



City of Menominee  
**City Council**  
Agenda Item

<b>TITLE:</b> Anchor Coupling, Inc. Application for an Industrial Facilities Tax Exemption Certificate	
Requesting Agency: Anchor Coupling, Inc.	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: August 15, 2011
Phone: 863-1747	Advertising Date: N/A
	Council Ward: 4
<b>Attachments:</b>	A. Application. B. Resolution accepting application and scheduling a public hearing on the request.

**PURPOSE:**

The company is filing a request for a 50% exemption in taxes for a period of twelve years on planned personal property improvements in an amount totaling \$2,692,000, with the anticipation of creating five new jobs within two years.

**BACKGROUND:**

In recent years, the company has been upgrading their facility, received similar IFT exemptions and maintained their operations as a result.

**BUDGET IMPACT:**

See attached memo from City Assessor Jill Schwanz.

**COMMITTEE RECOMMENDATION / ACTION:**

**STAFF RECOMMENDATION / ACTION REQUESTED:**

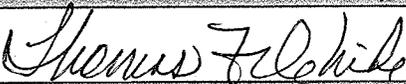
Staff recommends acceptance of the application and approval of the resolution.

Agenda Item: \_\_\_\_\_

# Application for Industrial Facilities Tax Exemption Certificate

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

**INSTRUCTIONS:** File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk 	Date received by Local Unit JUNE 9, 2011
STC Use Only	
Application Number	Date Received by STC

**APPLICANT INFORMATION**  
All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) <b>Anchor Coupling Inc.</b>	1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) <b>3492</b>	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) <b>5520 13th Street, Menominee, MI 49858</b>	1d. City/Township/Village (indicate which) <b>City Menominee</b>	1e. County <b>Menominee</b>
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))	3a. School District where facility is located <b>Menominee Area Public</b>	3b. School Code <b>55100</b>
4. Amount of years requested for exemption (1-12 Years) <b>12 years after completion of project</b>		

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

This facility is used to manufacture components to be made into finished hydraulic couplings. The purchase of new machinery and equipment will maintain the competitive nature of the industry.

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

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

	<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>		
Real Property Improvements	_____	_____	▶	<input type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements	1/1/11	12/31/11	▶	<input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased

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

9. No. of existing jobs at this facility that will be retained as a result of this project. <b>20</b>	10. No. of new jobs at this facility expected to create within 2 years of completion. <b>5</b>
--	---

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

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

12a. Check the type of District the facility is located in:  
 Industrial Development District       Plant Rehabilitation District

12b. Date district was established by local government unit (contact local unit) <b>1/20/75</b>	12c. Is this application for a speculative building (Sec. 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
--	---

**APPLICANT CERTIFICATION - complete all boxes.**

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

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

13a. Preparer Name <b>Cindy Hendon</b>	13b. Telephone Number <b>(260) 490-2121</b>	13c. Fax Number <b>(260) 490-1707</b>	13d. E-mail Address <b>chendon@valutec.com</b>
14a. Name of Contact Person <b>Greg Franda</b>	14b. Telephone Number <b>(906) 864-1125</b>	14c. Fax Number <b>(906) 863-3242</b>	14d. E-mail Address <b>Franda_Greg_R@anchorcoupl</b>
▶ 15a. Name of Company Officer (No Authorized Agents) <b>David J. O'Brien</b>			
15b. Signature of Company Officer (No Authorized Agents) <i>David J. O'Brien</i>		15c. Fax Number <b>(906) 863-3242</b>	15d. Date <b>3/25/2011</b>
▶ 15e. Mailing Address (Street, City, State, ZIP Code) <b>5520 13th Street, Menominee, MI 49858</b>		15f. Telephone Number <b>(906) 864-1128</b>	15g. E-mail Address <b>OBrien_David_J@anchorcoupl</b>

**LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.**

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

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

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

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

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

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

**State Tax Commission  
Michigan Department of Treasury  
P.O. Box 30471  
Lansing, MI 48909-7971**

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

<b>STC USE ONLY</b>				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

**ATTACHMENT "A"**

**Anchor Coupling  
Legal Description**

**Plat of Menominee, Industrial Park #1, Lots 7 & 8**

Anchor Coupling  
Attachment B

**PERSONAL PROPERTY**

<u>Description</u>	<u>Total Est. Cost</u>	<u>Est Start Date</u>	<u>Est Complete Date</u>
3 Semi Auto Assembly Crimp Machines	316,000	Apr-11	Jun-11
Auto Assembly w/bending	1,053,000	Jul-11	Dec-11
Parts Washers	844,000	Jul-11	Sep-11
Induction Hardening Equipment	199,000	Jul-11	Sep-11
Salt Spray Test Cabinet	35,000	Apr-11	Jun-11
Oil Filtration System	75,000	Apr-11	Jun-11
Computers	50,000	Jan-11	Dec-11
Office Furniture	120,000	Jan-11	Mar-11
<b>TOTAL PERSONAL PROPERTY</b>	<b><u>2,692,000</u></b>		

**ABATEMENT CONTRACT BETWEEN THE CITY OF MENOMINEE  
AND ANCHOR COUPLING COMPANY**

This Agreement, made this \_\_\_\_\_ day of \_\_\_\_\_ 2011, by and between the City of Menominee, (hereinafter referred to as "City"), and Anchor Coupling Inc., (hereinafter referred to as "Company").

WHEREAS, pursuant to Section 22 of Act 334 of the Public Acts of 1993, it is necessary for the City and the "Company" to enter into a written agreement prior to approval and issuance of an Industrial Facility Exemption Certificate; and

WHEREAS, this agreement must formally accompany any application made by the "Company" for an Industrial Facilities Exemption to the State of Michigan, outlining the conditions and resources to be upheld during an abatement period.

NOW, THEREFORE, THE PARTIES AGREE TO THE FOLLOWING:

1. The "Company" agrees to submit a report regarding status of employment on an annual basis with an initial report filed no later than the 10<sup>th</sup> day of March immediately following the second year after the issuance date of the Industrial Facilities Exemption Certificate. The report must include:
  - a) The number of new jobs promised in the application and the actual number of new jobs created to date; and
  - b) If the employment has not remained or exceeded the number given in the application, an explanation for this shall be included; and
  - c) The estimated project cost in the application and the actual final project cost to date (required in the initial report only); and
  - d) If the costs of the improvements proposed to be constructed and/or installed and on the basis of which the Industrial Facilities Exemption Certificate is issued, are not within 10 percent (10%) of the estimated amount stated in the Applicant's application, an explanation for this shall be included.
2. The "Company" understands that if employment has not been retained or reached as stated in the application or the construction and/or expansion project has not been completed or expenditures made as described in the application without just cause, the City has the right to reduce or revoke the industrial facilities exemption certificate. However, it is both the City's position and the "Company's" position that this is a good faith agreement and no adverse action by either

party will be made relative to this agreement without open disclosure with the other party.

3. The "Company" agrees to remain within the Municipality for the period of the IFT in order to retain the benefits of the IFT unless permission for relocation is granted by the governing body of the Municipality.

By signatures of representative of both the "Company" and the City, understood that both the "Company's" investment in the project and City's investment through the granting of the industrial facilities exemption certificate is to encourage the economic growth of all.

It is also acknowledged that certain economic conditions can, at times, prohibit the maintenance of the "Company's" targeted status. It is understood that if such conditions exist at the time of the designated "Company" reports, the governing body of the City will carefully evaluate the "Company's" situation, and will inform the "Company" if any action is considered in order to give the "Company" an opportunity for correction.

DATE: \_\_\_\_\_

\_\_\_\_\_  
City of Menominee

DATE: 3/25/2011

  
\_\_\_\_\_  
David O'Brien  
Anchor Coupling Inc.



Anchor Coupling Inc.  
5520 13th Street  
Menominee, MI 49858-1014

March 25, 2011

City of Menominee  
2511 10<sup>th</sup> Street  
Menominee, MI 49858

To Whom It May Concern:

This letter is to certify that January 1, 2011 was the date installation of equipment at 5520 13<sup>th</sup> St, Menominee, Michigan, began.

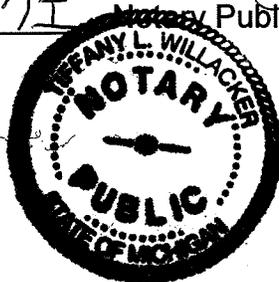
Sincerely,

David J. O'Brien  
Controller

Subscribed and sworn to before me this 25<sup>th</sup> day of March, 2011.

My Commission Expires:

4-20-2012 Tiffany L Willacker  
Residence of Menominee, MI Notary Public



**INDUSTRIAL FACILITIES EXEMPTION APPLICATION  
AFFIDAVIT OF FEES**

In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees," "payment in lieu of taxes," "donations," or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

City of Menominee \_\_\_\_\_

Signed \_\_\_\_\_  
Print Name \_\_\_\_\_  
Title \_\_\_\_\_  
Dated \_\_\_\_\_

Applicant: Anchor Coupling Inc. \_\_\_\_\_

Signed \_\_\_\_\_  
Print Name David J. O'Brien \_\_\_\_\_  
Title \_\_\_\_\_  
Dated \_\_\_\_\_

## RESOLUTION

---

WHEREAS, pursuant to 1974 P.A. 198, MCLA 207.655, M.S.A. 7.800(5) as amended, the City Council has established Menominee Industrial Development District No. 1;

WHEREAS, Anchor Coupling, Inc. is an owner of property located within said district, has applied for an Industrial Facilities Tax Exemption Certificate under provisions of 1974 P.A. 198, Sec. 5(1);

WHEREAS, 1974 P.A. 198, Sec. 5(2) provides that before acting upon an application for an Industrial Facilities Tax Exemption Certificate, the City Council shall afford the applicant, the City Assessor, and a representative of the affected units an opportunity for a hearing;

- 1) That an application of said company for an Industrial Facilities Exemption Certificate shall remain on file in the Office of the City Clerk.
- 2) That the City Council shall meet in the Council Chambers on August 15, 2011 at 6 p.m., and shall provide to the City Assessor and a representative of each of the taxing units an opportunity to be heard on the question of said company's application for an Industrial Facilities Tax Exemption Certificate with regard to proposed construction within said district.
- 3) That the City Clerk immediately inform, by letter, the City Assessor, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Menominee on the property located within said Industrial Development District as follows:
  - a) That the City of Menominee has established the City of Menominee Industrial Development District No. 1 and has now received and will consider an application for an Industrial Facilities Tax Exemption Certificate for facilities to be constructed within said district.
  - b) That the City Council shall meet on August 15, 2011 in the Council Chambers at 6 p.m. to afford the City Assessor and a representative of each said taxing units an opportunity to be heard with regard to the said application.
  - c) That as to said district, the Facilities Exemption Certificate would be 50% of the expenditure in the amount of \$2,692,000.



City of Menominee  
**City Council**  
Agenda Item

<b>TITLE:</b> L. E. Jones Company Application for an Industrial Facilities Tax Exemption Certificate	
Requesting Agency: L. E. Jones Company	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: August 15, 2011
Phone: 863-1747	Advertising Date: N/A
	Council Ward: 4
Attachments:	A. Application. B. Resolution accepting application and scheduling a public hearing on the request.

**PURPOSE:**

The company is filing a request for a 50% exemption in taxes for a period of twelve years on planned improvements, both real and personal property, in an amount totaling \$3,276,539, with the anticipation of creating ten new jobs within two years.

**BACKGROUND:**

In recent years, the company has been upgrading their facility, received similar IFT exemptions and maintained their employment force as a result.

**BUDGET IMPACT:**

See attached memo from City Assessor Jill Schwanz.

**COMMITTEE RECOMMENDATION / ACTION:**

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends acceptance of the application and approval of the resolution.

Agenda Item: \_\_\_\_\_

# Application for Industrial Facilities Tax Exemption Certificate

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

**INSTRUCTIONS:** File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Thomas Felchick</i>	Date received by Local Unit <i>JULY 8, 2011</i>
STC Use Only	
Application Number	Date Received by STC

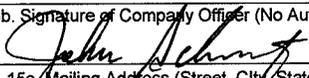
**APPLICANT INFORMATION**  
All boxes must be completed.

▶ 1a. Company Name (Applicant must be the occupant/operator of the facility) <b>L E Jones Company</b>	▶ 1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) <b>3592</b>
▶ 1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) <b>1200 34th Street</b>	▶ 1d. City/Township/Village (indicate which) <b>City of Menominee</b>
▶ 2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))	▶ 1e. County <b>Menominee</b>
	▶ 3a. School District where facility is located <b>Menominee Area Public</b>
	▶ 3b. School Code <b>55100</b>
	4. Amount of years requested for exemption (1-12 Years) <b>12 years after completion of project</b>
5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed.  <b>The company is engaged in the production of valve seat inserts in its foundry and machine shop operations. This project consists of a new 10,000 s/f building and new machinery and equipment to maintain the competitive nature of the business.</b>	
6a. Cost of land and building improvements (excluding cost of land) ..... * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	▶ <b>\$900,000.00</b> Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures ..... * Attach itemized listing with month, day and year of beginning of installation, plus total	▶ <b>\$2,376,539.00</b> Personal Property Costs
6c. Total Project Costs ..... * Round Costs to Nearest Dollar	▶ <b>\$3,276,539.00</b> Total of Real & Personal Costs
7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.	
<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>
Real Property Improvements ▶ <u>7/1/11</u>	<u>10/31/11</u> ▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements ▶ <u>3/15/11</u>	<u>2/20/12</u> ▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
▶ 8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
▶ 9. No. of existing jobs at this facility that will be retained as a result of this project. <b>0</b>	▶ 10. No. of new jobs at this facility expected to create within 2 years of completion. <b>10</b>
11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation. a. TV of Real Property (excluding land) ..... b. TV of Personal Property (excluding inventory) ..... c. Total TV .....	
▶ 12a. Check the type of District the facility is located in: <input checked="" type="checkbox"/> Industrial Development District <input type="checkbox"/> Plant Rehabilitation District	
▶ 12b. Date district was established by local government unit (contact local unit) <b>12/2/98</b>	▶ 12c. Is this application for a speculative building (Sec. 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

**APPLICANT CERTIFICATION - complete all boxes.**

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

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

13a. Preparer Name <b>Cindy Hendon</b>	13b. Telephone Number <b>(260) 490-2121</b>	13c. Fax Number <b>(260) 490-1707</b>	13d. E-mail Address <b>chendon@valutec.com</b>
14a. Name of Contact Person <b>Cindy Hendon</b>	14b. Telephone Number <b>(260) 490-2121</b>	14c. Fax Number <b>(260) 490-1707</b>	14d. E-mail Address <b>chendon@valutec.com</b>
▶ 15a. Name of Company Officer (No Authorized Agents) <b>John Schmitz, Controller</b>			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number <b>(906) 863-4867</b>	15d. Date <b>7-8-11</b>
▶ 15e. Mailing Address (Street, City, State, ZIP Code) <b>1200 34th Ave, Menominee, MI 49858</b>		15f. Telephone Number <b>(906) 864-1201</b>	15g. E-mail Address <b>jschmitz@lejones.com</b>

**LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.**

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

▶ 16. Action taken by local government unit <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No  <input type="checkbox"/> Denied (Include Resolution Denying)	16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: <b>Check or Indicate N/A if Not Applicable</b> <input type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input type="checkbox"/> 2. Resolution establishing district <input type="checkbox"/> 3. Resolution approving/denying application. <input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input type="checkbox"/> 7. Equipment List with dates of beginning of installation <input type="checkbox"/> 8. Form 3222 (if applicable) <input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)
16a. Documents Required to be on file with the Local Unit <b>Check or Indicate N/A if Not Applicable</b> <input type="checkbox"/> 1. Notice to the public prior to hearing establishing a district. <input type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing. <input type="checkbox"/> 3. List of taxing authorities notified for district and application action. <input type="checkbox"/> 4. Lease Agreement showing applicants tax liability.	
16c. LUCI Code <b>051</b>	16d. School Code <b>55100</b>
17. Name of Local Government Body <b>City of Menominee</b>	▶ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk <b>Thomas F. DeNike</b>	19c. E-mail Address <b>tdenike@cityofmenominee.net</b>
19d. Clerk's Mailing Address (Street, City, State, ZIP Code) <b>2511 10th Street, Menominee, MI 49858</b>		
19e. Telephone Number <b>(906) 863-2656</b>	19f. Fax Number <b>(906) 863-3266</b>	

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

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

**State Tax Commission  
Michigan Department of Treasury  
P.O. Box 30471  
Lansing, MI 48909-7971**

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

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

## **Instruction for Completing Form 1012, Industrial Facilities Tax Exemption (IFT) Application**

The completed original application form 1012 and all required attachments, plus two additional copies, **MUST** be filed with the clerk of the local unit of government where the facility is or will be located. Complete applications must be received by the State Tax Commission by October 31 to ensure processing and certification for the following tax year. Applications received after the October 31 deadline will be processed as expeditiously as possible.

Please note that attachments listed on the application in number 16a are to be retained by the local unit of government, and attachments listed in number 16b are to be included with the application when forwarding to the State Tax Commission (STC).

(Before commencement of a project the local unit of government must establish a district, or the applicant must request in writing a district be established, in order to qualify for an IFT abatement. Applications and attachments must be received by the local unit of government within six months of commencement of project.)

**The following information is required on separate documents attached to form 1012 by the applicant and provided to the local unit of government (city, township or village) in triplicate. (Providing an accurate school district where the facility is located is vital.):**

1. Legal description of the real property on which the facility is or will be located. Also provide property identification number if available.
2. Personal Property Requirements: Complete list of new machinery, equipment, furniture and fixtures which will be used in the facility. The list should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs (see sample). Detail listing of machinery and equipment must match amount shown on question 6b of the application. Personal property applications must have attached a certified statement/affidavit as proof of the beginning date of installation (see sample).
3. Real Property Requirements: Proof of date the construction started (groundbreaking). Applicant must include one of the following if the project has already begun; building permit, footings inspection report, or certified statement/affidavit from contractor indicating exact date of commencement.
4. Complete copy of lease agreement as executed, if

applicable, verifying lessee (applicant) has direct ad valorem real and/or personal property tax liability. The applicant must have real and/or personal property tax liability to qualify for an IFT abatement on leased property. If applying for a real property tax exemption on leased property, the lease must run the full length of time the abatement is granted by the local unit of government.

The following information is required of the local unit of government: [Please note that only items 2, 4, 5, 6, & 7 below are forwarded to the State Tax Commission with the application, along with items 2 & 3 from above. The original and one complete copy are required by the STC. The remaining items are to be retained at the local unit of government for future reference. **(The local unit must verify that the school district listed on all IFT applications is correct.)**]

1. A copy of the notice to the general public and the certified notice to the property owners concerning the establishment of the district.
2. Certified copy of the resolution establishing the Industrial Development District (IDD) or Plant Rehabilitation District (PRD), which includes a legal description of the district (see sample). If the district was not established prior to the commencement of construction, the local unit shall include a certified copy or date stamped copy of the written request to establish the district.
3. Copy of the notice and the certified letters to the taxing authorities regarding the hearing to approve the application.
4. Certified copy of the resolution approving the application. The resolution must include the number of years the local unit is granting the abatement and the statement "the granting of the Industrial Facilities Exemption Certificate shall not have the effect of substantially impeding the operation of (governmental unit), or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in (governmental unit – see sample).
5. Letter of Agreement (signed by the local unit of government and the applicant per P.A. 334 of 1993 (see sample).

6. Affidavit of Fees (signed by the local unit of government and the applicant), (Bulletin 3, January 16, 1998). This statement may be incorporated into the Letter of Agreement (see sample).

7. Treasury Form 3222 (if applicable) - Fiscal Statement for Tax Abatement Request.

**The following information is required for rehabilitation applications in addition to the above requirements:**

1. A listing of existing machinery, equipment, furniture and fixtures which will be replaced or renovated. This listing should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs.
2. A rehabilitation application must include a statement from the Assessor showing the taxable valuation of the plant rehabilitation district, separately stated for real property (EXCLUDING LAND) and personal property. Attach a statement from the assessor indicating the obsolescence of the property being rehabilitated.

**The following information is required for speculative building applications in addition to the above requirements:**

1. A certified copy of the resolution to establish a speculative building.
2. A statement of non-occupancy from the owner and the assessor.

Please refer to the following Web site for P.A. 198 of 1974:  
<http://www.legislature.mi.gov/>.

For guaranteed receipt by the State Tax Commission, it is recommended that applications and attachments are sent by certified mail.

ATTACHMENT A

SHEET 2 OF 2

CERTIFIED SURVEY NO. 924

RECEIVED  
REGISTERED PROFESSIONAL  
SURVEYOR  
STATE OF MICHIGAN  
FILE # 884 Book 5  
SEP 26 11 53 AM '98

**LEGAL DESCRIPTION:**

All that part of Blocks 3 and 6 of "COLEMAN LUMBER COMPANY'S FIRST ADDITION" to the City of Menominee, Michigan, as described in Liber 280 of deeds on page 221, Liber 305 of deeds on page 314 - 318, and Liber 317 of deeds on page 618, A/D all that part of the Northeast Quarter of the Northeast Quarter (NE1/4 - NE1/4) of Section 34, Township 32 North - Range 27 West, City of Menominee, Michigan as described in Liber 219 of deeds on page 401, all being bounded and described as follows:

From the Northeast Corner of said Section 34, measure N89°07'50"W, 406.00 feet along the North Line of said NE1/4 - NE1/4, to the West Line of 11th Street and the point of beginning of the parcel hereinafter described;

thence S02°07'13"W, 664.58 feet along said West Line; thence N88°24'30"W, 549.03 feet along a line parallel with the North Line of 30th Avenue, to the West Right of Way of the Chicago and Northwestern Railroad; thence N02°43'21"E, 988.06 feet along said right of way, to the Northwest Corner of Block 6 of Coleman Lumber Company's First Addition; thence S89°07'34"E, 55.15 feet along the North Line of said Block 6, to the Northern Line of the former Chicago & Northwestern Spur Track; thence Southeasterly, 568.53 feet along said line, along the arc of a 391 foot radius curve to the left, whose chord bears S60°01'36"E, 346.86 feet to the East Line of Block 3 of Coleman Lumber Company's First Addition; thence S02°08'33"W, 64.03 feet along said East Line, to the point of beginning, containing 10.3358 acres. Said parcel is subject to all easements, restrictions and reservations of record.

**SURVEYOR'S CERTIFICATE:**

I hereby certify that I have surveyed, divided and mapped the property shown and described herein by the direction of L.E. JONES COMPANY, owner. That the plat is a correct representation of the exterior boundaries of the land surveyed. That the relative error of closure of the unadjusted field measurements of the survey is 1 part in 69,650. That I have complied with the requirements of Act 132 of P.A. of 1970, as amended. That the bearings are referenced to the North Line of said Section 34, recorded as N89°07'50"W in Certified Survey No. 100.

DATED this 21<sup>st</sup> day of OCTOBER, 1998

William Jones  
William Jones, Michigan Professional Surveyor No. 26461



Attachment B  
 LE Jones Company / Menominee, Michigan  
 2011 Abatement Spending Plan

ITEM	EST. COST	START DATE	COMPLETION DATE
<b><u>PERSONAL PROPERTY</u></b>			
(12) Takamaz XC-100 CNC Lathes	\$ 1,380,000	3/15/2011	12/30/2011
Vision Machine	\$ 317,600	7/1/2011	11/30/2011
Laser Marker	\$ 105,646	9/1/2011	9/30/2011
(11) Box Lifts & (100) Carts mod. By Fehrenback	\$ 71,360	6/1/2011	8/31/2011
LIPE Feeder for RI System	\$ 27,000	10/1/2011	10/30/2011
LIPE Automation Lift for Cat Vibrodyne Unit	\$ 15,000	6/1/2011	6/30/2011
Compressor Dryers & Additional AirLine	\$ 15,000	11/1/2011	11/1/2011
New Vibrodyne + Lift Unit	\$ 102,815	11/1/2011	11/30/2011
(2) Barnes Drill Coolant Filter Units	\$ 87,068	11/1/2011	11/30/2011
Feeder for #4 FOD Grinder 60000	\$ 60,000	2/1/2012	2/20/2012
(1) Single Piece Snagger	\$ 40,000	9/1/2011	9/30/2011
Roundness Machine	\$ 33,000	11/1/2011	11/30/2011
LIPE Automation Feeder for Vision/Laser Marker	\$ 30,000	10/1/2011	10/30/2011
Networking and Computer Additions	\$ 25,000	11/1/2011	11/30/2011
Optical Comparator	\$ 16,150	11/1/2011	11/30/2011
Compensation Unit for #10 Grinder	\$ 12,000	11/1/2011	11/30/2011
Surface Finish Analyzer	\$ 11,000	11/1/2011	11/30/2011
Miscellaneous Gaging	\$ 10,000	11/1/2011	11/30/2011
Gage #1 Inspection Area	\$ 10,000	11/1/2011	11/30/2011
Sump Sucker	\$ 7,900	11/1/2011	11/30/2011
<b>TOTAL PERSONAL PROPERTY</b>	<b>\$ 2,376,539</b>		
<b><u>REAL PROPERTY</u></b>			
100' X 100' = 10,000 S/F BUILDING	<u>\$ 900,000</u>	7/1/2011	10/31/2011
<b>TOTAL REAL PROPERTY</b>	<b>\$ 900,000</b>		
<b>TOTAL PERSONAL &amp; REAL PROPERTY</b>	<b><u>\$ 3,276,539</u></b>		

ABATEMENT CONTRACT BETWEEN THE CITY OF MENOMINEE  
AND LE JONES COMPANY

This Agreement, made this \_\_\_\_\_ day of \_\_\_\_\_ 2011,  
by and between the City of Menominee, (hereinafter referred to as "City"), and LE  
Jones Company, (hereinafter referred to as "Company").

WHEREAS, pursuant to Section 22 of Act 334 of the Public Acts of 1993,  
it is necessary for the City and the "Company" to enter into a written agreement  
prior to approval and issuance of an Industrial Facility Exemption Certificate; and

WHEREAS, this agreement must formally accompany any application  
made by the "Company" for an Industrial Facilities Exemption to the State of  
Michigan, outlining the conditions and resources to be upheld during an  
abatement period.

NOW, THEREFORE, THE PARTIES AGREE TO THE FOLLOWING:

1. The "Company" agrees to submit a report regarding status of  
employment on an annual basis with an initial report filed no later than  
the 10<sup>th</sup> day of March immediately following the second year after the  
issuance date of the Industrial Facilities Exemption Certificate. The  
report must include:
  - a) The number of new jobs promised in the application and the actual  
number of new jobs created to date; and
  - b) If the employment has not remained or exceeded the number given  
in the application, an explanation for this shall be included; and
  - c) The estimated project cost in the application and the actual final  
project cost to date (required in the initial report only); and
  - d) If the costs of the improvements proposed to be constructed and/or  
installed and on the basis of which the Industrial Facilities  
Exemption Certificate is issued, are not within 10 percent (10%) of  
the estimated amount stated in the Applicant's application, an  
explanation for this shall be included.
2. The "Company" understands that if employment has not been retained  
or reached as stated in the application or the construction and/or  
expansion project has not been completed or expenditures made as  
described in the application without just cause, the City has the right to  
reduce or revoke the industrial facilities exemption certificate.  
However, it is both the City's position and the "Company's" position  
that this is a good faith agreement and no adverse action by either

party will be made relative to this agreement without open disclosure with the other party.

3. The "Company" agrees to remain within the Municipality for the period of the IFT in order to retain the benefits of the IFT unless permission for relocation is granted by the governing body of the Municipality.

By signatures of representative of both the "Company" and the City, understood that both the "Company's" investment in the project and City's investment through the granting of the industrial facilities exemption certificate is to encourage the economic growth of all.

It is also acknowledged that certain economic conditions can, at times, prohibit the maintenance of the "Company's" targeted status. It is understood that if such conditions exist at the time of the designated "Company" reports, the governing body of the City will carefully evaluate the "Company's" situation, and will inform the "Company" if any action is considered in order to give the "Company" an opportunity for correction.

DATE: \_\_\_\_\_

\_\_\_\_\_  
City of Menominee

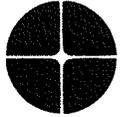
DATE: 7-8-11

  
\_\_\_\_\_  
John Schmitz  
LE Jones Company

# L. E. Jones Company

Precision Valve Seat Inserts

TS16949/ISO 9001/ISO 14001 Registered



July 6, 2011

City of Menominee  
2511 10<sup>th</sup> Street  
Menominee, MI 49858

To Whom It May Concern:

This letter is to certify that installation of personal property began on March 15, 2011 at LE Jones Company at 1200 34<sup>th</sup> Avenue, Menominee, Michigan. Construction began on July 1, 2011 at the same address.

Sincerely,

John Schmitz  
Controller

Subscribed and sworn to before me this 8 day of July, 2011.

My Commission Expires:

Residence of KATHLEEN A. KLEIN  
~~NOTARY~~ PUBLIC MENOMINEE COUNTY  
MY COMMISSION EXPIRES  
APRIL 29, 2013

Notary Public

Leading The Industry For Over 60 Years

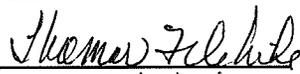
[ INSERT BUILDING PERMIT ]

**INDUSTRIAL FACILITIES EXEMPTION APPLICATION  
AFFIDAVIT OF FEES**

In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees," "payment in lieu of taxes," "donations," or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

City/Twp/Village of City of Menominee

Signed   
Print Name THOMAS F. DeWick  
Title CITY CLERK  
Dated JULY 8, 2011

Applicant: LE Jones Company

Signed   
Print Name John Schmitz  
Title Controller  
Dated 7-8-11

Applicant Name  
L.E. Jones Company

**Fiscal Statement (to be completed by local unit)**

- |  | <u>YES</u>                          | <u>NO</u>                           |
|--|-------------------------------------|-------------------------------------|
| Is this project:   |                                     |                                     |
| Real Property?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Personal Property?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Both Real and Personal Property - New Facility?            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Both Real and Personal Property - Rehabilitation Facility? | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Both New and Replacement Facility?                         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

Estimated Project Investment (not assessed value):

Real Property \$900,000.00	Personal Property \$2,376,539.00	Total \$3,276,539.00
-------------------------------	-------------------------------------	-------------------------

- |  | <u>YES</u>                          | <u>NO</u>                           | <u>REMARKS</u> |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. A. Has the proper local authority reviewed the plan?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | _____          |
| B. Is the project located in a certified industrial park?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| C. Is this a renovation or expansion of an existing building?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 2. Will this project require improvement of your road service?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 3. Will this project require improvement of your sanitary sewer services?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 4. Will this project require improvement of your storm sewer services?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 5. Will this project require improvement of your water services?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 6. Will this project require additional police personnel, police equipment or a need for new police building expansion?                            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 7. Will this project require the need for additional fire personnel, additional or specialized fire equipment or the need for a new fire building? | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 8. Will this project require other costs?  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |
| 9. Are costs of infrastructure elements to be provided through Local Development Finance Authority or Tax Increment Finance Authority Bonds?       | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | _____          |

If you answered yes to any of questions 2 through 8, the appropriate sections of the Supplement to Fiscal Statement form must be completed and accompany the IFT application. Call (517) 373-3272 to obtain that form.

**LOCAL UNIT CERTIFICATION**

This is to certify that the following has been provided as accurately as possible.

Signature	Name and Title of Local Governmental Unit Official
-----------	--

## RESOLUTION

---

WHEREAS, pursuant to 1974 P.A. 198, MCLA 207.655, M.S.A. 7.800(5) as amended, the City Council has established Menominee Industrial Development District No. 8;

WHEREAS, the L E Jones Company is an owner of property located within said district, has applied for an Industrial Facilities Tax Exemption Certificate under provisions of 1974 P.A. 198, Sec. 5(1);

WHEREAS, 1974 P.A. 198, Sec. 5(2) provides that before acting upon an application for an Industrial Facilities Tax Exemption Certificate, the City Council shall afford the applicant, the City Assessor, and a representative of the affected units an opportunity for a hearing;

- 1) That an application of said company for an Industrial Facilities Tax Exemption Certificate shall remain on file in the Office of the City Clerk/Treasurer.
- 2) That the City Council shall meet in the Council Chambers on August 15, 2011 at 6 p.m., and shall provide to the City Assessor and a representative of each of the taxing units an opportunity to be heard on the question of said company's application for an Industrial Facilities Tax Exemption Certificate with regard to proposed construction within said district.
- 3) That the City Clerk/Treasurer immediately inform, by letter, the City Assessor, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Menominee on the property located within said Industrial Development District as follows:
  - a) That the City of Menominee has established the City of Menominee Industrial Development District No. 8 and has now received and will consider an application for an Industrial Facilities Tax Exemption Certificate for facilities to be constructed within said district.
  - b) That the City Council shall meet on August 15, 2011 in the Council Chambers at 6 p.m. to afford the City Assessor and a representative of each said taxing units an opportunity to be heard with regard to the said amended application.
  - c) That as to said district, the Facilities Exemption Certificate would be 50% of the expenditure in the amount of \$3,275,539.



City of Menominee  
**City Council**  
Agenda Item

<b>TITLE:</b> Middleby Marshall LLC dba Nu-Vu Food Service Application for an Industrial Facilities Tax Exemption Certificate	
Requesting Agency: Middleby Marshall LLC dba Nu-Vu Food Service	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: August 15, 2011
Phone: 863-1747	Advertising Date: N/A
	Council Ward: 4
Attachments:	A. Application. B. Resolution accepting application and scheduling a public hearing on the request.

**PURPOSE:**

The company is filing a request for a 50% exemption in taxes for a period of twelve years on planned improvements, both real and personal property, in an amount totaling \$1,452,537, with the anticipation of creating thirty-eight new jobs within two years.

**BACKGROUND:**

In recent years, the company has been upgrading their facility, received similar IFT exemptions and maintained their operations as a result.

**BUDGET IMPACT:**

See attached memo from City Assessor Jill Schwanz.

**COMMITTEE RECOMMENDATION / ACTION:**

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends acceptance of the application and approval of the resolution.

Agenda Item: \_\_\_\_\_

# Application for Industrial Facilities Tax Exemption Certificate

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

**INSTRUCTIONS:** File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Thomas F. DeFate</i>	Date received by Local Unit <i>JULY 7, 2011</i>
STC Use Only	
Application Number	Date Received by STC

**APPLICANT INFORMATION**  
All boxes must be completed.

▶ 1a. Company Name (Applicant must be the occupant/operator of the facility) <b>Middleby Marshall Holding LLC, DBA NU-VU Food Service</b>	▶ 1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) <b>3589</b>
▶ 1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) <b>5600 13th St, menominee, MI 49858</b>	▶ 1d. City/Township/Village (indicate which) <span style="float:right;">▶ 1e. County</span> <b>Menominee</b> <span style="float:right;"><b>Menominee</b></span>
▶ 2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))	▶ 3a. School District where facility is located <span style="float:right;">▶ 3b. School Code</span> <b>Menominee Area Public</b> <span style="float:right;"><b>55100</b></span>
▶ 4. Amount of years requested for exemption (1-12 Years) <b>12 years after completion of project</b>	

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

NU-VU Food Service Systems makes a wide variety of commercial baking equipment for use in restaurants and other institutions. The addition of this equipment will keep this firm competitive in a progressive market. The warehouse/manufacturing space is an addition of 10,000 s/f.

6a. Cost of land and building improvements (excluding cost of land) .....	▶ <u>\$500,000.00</u>
* Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures .....	▶ <u>\$955,537.00</u>
* Attach itemized listing with month, day and year of beginning of installation, plus total	Personal Property Costs
6c. Total Project Costs .....	▶ <u>\$1,452,537.00</u>
* Round Costs to Nearest Dollar	Total of Real & Personal Costs

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

	Begin Date (M/D/Y)	End Date (M/D/Y)	
Real Property Improvements ▶	<u>3/1/11</u>	<u>12/1/11</u>	▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements ▶	<u>1/11/11</u>	<u>6/30/11</u>	▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased

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

▶ 9. No. of existing jobs at this facility that will be retained as a result of this project. **0**      ▶ 10. No. of new jobs at this facility expected to create within 2 years of completion. **38**

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

a. TV of Real Property (excluding land) .....

b. TV of Personal Property (excluding inventory) .....

c. Total TV .....

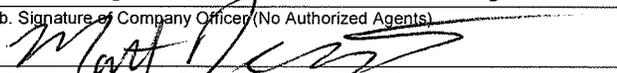
▶ 12a. Check the type of District the facility is located in:  
 Industrial Development District       Plant Rehabilitation District

▶ 12b. Date district was established by local government unit (contact local unit) **1/20/75**      ▶ 12c. Is this application for a speculative building (Sec. 3(8))?  Yes  No

**APPLICANT CERTIFICATION - complete all boxes.**

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

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

13a. Preparer Name Cindy Hendon	13b. Telephone Number (260) 490-2121	13c. Fax Number (260) 490-1707	13d. E-mail Address chendon@valutec.com
14a. Name of Contact Person Cindy Hendon	14b. Telephone Number (260) 490-2121	14c. Fax Number (260) 490-1707	14d. E-mail Address chendon@valutec.com
▶ 15a. Name of Company Officer (No Authorized Agents) Matt Deming, Vice President & General Manager			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number (906) 863-5889	15d. Date
▶ 15e. Mailing Address (Street, City, State, ZIP Code) 25600 13th St, Menominee, MI 49858		15f. Telephone Number (906) 863-4401	15g. E-mail Address mdeming@nu-vu.com

**LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.**

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

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

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

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

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

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

**State Tax Commission**  
**Michigan Department of Treasury**  
**P.O. Box 30471**  
**Lansing, MI 48909-7971**

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

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

## **Instruction for Completing Form 1012, Industrial Facilities Tax Exemption (IFT) Application**

The completed original application form 1012 and all required attachments, plus two additional copies, **MUST** be filed with the clerk of the local unit of government where the facility is or will be located. Complete applications must be received by the State Tax Commission by October 31 to ensure processing and certification for the following tax year. Applications received after the October 31 deadline will be processed as expeditiously as possible.

Please note that attachments listed on the application in number 16a are to be retained by the local unit of government, and attachments listed in number 16b are to be included with the application when forwarding to the State Tax Commission (STC).

(Before commencement of a project the local unit of government must establish a district, or the applicant must request in writing a district be established, in order to qualify for an IFT abatement. Applications and attachments must be received by the local unit of government within six months of commencement of project.)

**The following information is required on separate documents attached to form 1012 by the applicant and provided to the local unit of government (city, township or village) in triplicate. (Providing an accurate school district where the facility is located is vital.)**

1. Legal description of the real property on which the facility is or will be located. Also provide property identification number if available.
2. Personal Property Requirements: Complete list of new machinery, equipment, furniture and fixtures which will be used in the facility. The list should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs (see sample). Detail listing of machinery and equipment must match amount shown on question 6b of the application. Personal property applications must have attached a certified statement/affidavit as proof of the beginning date of installation (see sample).
3. Real Property Requirements: Proof of date the construction started (groundbreaking). Applicant must include one of the following if the project has already begun; building permit, footings inspection report, or certified statement/affidavit from contractor indicating exact date of commencement.
4. Complete copy of lease agreement as executed, if

applicable, verifying lessee (applicant) has direct ad valorem real and/or personal property tax liability. The applicant must have real and/or personal property tax liability to qualify for an IFT abatement on leased property. If applying for a real property tax exemption on leased property, the lease must run the full length of time the abatement is granted by the local unit of government.

The following information is required of the local unit of government: [Please note that only items 2, 4, 5, 6, & 7 below are forwarded to the State Tax Commission with the application, along with items 2 & 3 from above. The original and one complete copy are required by the STC. The remaining items are to be retained at the local unit of government for future reference. **(The local unit must verify that the school district listed on all IFT applications is correct.)**]

1. A copy of the notice to the general public and the certified notice to the property owners concerning the establishment of the district.
2. Certified copy of the resolution establishing the Industrial Development District (IDD) or Plant Rehabilitation District (PRD), which includes a legal description of the district (see sample). If the district was not established prior to the commencement of construction, the local unit shall include a certified copy or date stamped copy of the written request to establish the district.
3. Copy of the notice and the certified letters to the taxing authorities regarding the hearing to approve the application.
4. Certified copy of the resolution approving the application. The resolution must include the number of years the local unit is granting the abatement and the statement "the granting of the Industrial Facilities Exemption Certificate shall not have the effect of substantially impeding the operation of (governmental unit), or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in (governmental unit – see sample).
5. Letter of Agreement (signed by the local unit of government and the applicant per P.A. 334 of 1993 (see sample).

6. Affidavit of Fees (signed by the local unit of government and the applicant), (Bulletin 3, January 16, 1998). This statement may be incorporated into the Letter of Agreement (see sample).
7. Treasury Form 3222 (if applicable) - Fiscal Statement for Tax Abatement Request.

**The following information is required for rehabilitation applications in addition to the above requirements:**

1. A listing of existing machinery, equipment, furniture and fixtures which will be replaced or renovated. This listing should include description, beginning date of installation or expected installation by month/day/year, and costs or expected costs.
2. A rehabilitation application must include a statement from the Assessor showing the taxable valuation of the plant rehabilitation district, separately stated for real property (EXCLUDING LAND) and personal property. Attach a statement from the assessor indicating the obsolescence of the property being rehabilitated.

**The following information is required for speculative building applications in addition to the above requirements:**

1. A certified copy of the resolution to establish a speculative building.
2. A statement of non-occupancy from the owner and the assessor.

Please refer to the following Web site for P.A. 198 of 1974:  
<http://www.legislature.mi.gov/>.

For guaranteed receipt by the State Tax Commission, it is recommended that applications and attachments are sent by certified mail.

**ATTACHMENT A**

**Middleby Marshall Holding LLC  
DBA NU-VU Food Service Systems**

PLAT OF MENOMINEE INDUSTRIAL PARK NO. 1 LOTS 4, 5, & 6.

NU-VU Food Service Systems  
 Capital Spending  
 2011

CATEGORY	PROJECT NO.	AMOUNT	START DATE	END DATE
BUILDING & IMPROVE	WAREHOUSE / MFG SPACE (2011-03)	500,000	3/1/2011	12/1/2011
<b>REAL PROPERTY TOTAL</b>		<b>500,000</b>		
EQUIPMENT	55 TON JAWS 4 IRONWORKER MACHINE	6,474	3/1/2011	3/11/2011
EQUIPMENT	BREAK OUT TABLE	5,000	2/1/2011	2/11/2011
EQUIPMENT	FLADDER	62,364	2/1/2011	2/11/2011
EQUIPMENT	FORKLIFT	2,499	5/1/2011	5/11/2011
EQUIPMENT	FABRICATION (2010-05)	68,117	1/11/2011	3/11/2011
EQUIPMENT	Mig Welder Millermatic 350P	3,661	1/11/2011	1/11/2011
EQUIPMENT	POLLUTION CONTROL DUSTER	4,350	2/1/2011	2/11/2011
EQUIPMENT	SAW	1,601	5/2/2011	5/11/2011
EQUIPMENT	SCOTCHMAN METAL SAW	19,966	4/1/2011	4/11/2011
EQUIPMENT	Tig Welder Syncrowave 250DX	4,572	1/11/2011	1/11/2011
EQUIPMENT	TOOL GRINDER	16,903	2/1/2011	2/20/2011
EQUIPMENT	TRUMPF BRAKE	269,921	1/30/2011	2/20/2011
EQUIPMENT	TRUMPF PUNCH	440,159	1/30/2011	2/20/2011
EQUIPMENT	TRUMPF PUNCH PUNCHES	4,706	2/10/2011	2/20/2011
EQUIPMENT	TRUMPF PUNCH UNLOADER	15,000	2/10/2011	2/20/2011
EQUIPMENT	ANGLE SHEAR / IRON WORKER (2011-01)	6,700	6/20/2011	6/30/2011
<b>MACHINERY &amp; EQUIPMENT TOTAL</b>		<b>931,982</b>		
EQUIPMENT	SERVER	20,555	1/1/2011	1/11/2011
<b>COMPUTER EQUIPMENT TOTAL</b>		<b>20,555</b>		
<b>Grand Total REAL &amp; PERSONAL PROPERTY</b>		<b>1,452,537</b>		

ABATEMENT CONTRACT BETWEEN THE CITY OF MENOMINEE  
AND MIDDLEBY MARSHALL HOLDING LLC  
DBA NU-VU FOOD SERVICE SYSTEMS

This Agreement, made this \_\_\_\_\_ day of \_\_\_\_\_ 2011, by and between the City of Menominee, (hereinafter referred to as "City"), and Middleby Marshall Holding LLC DBA NU-VU Food Service Systems, (hereinafter referred to as "Company").

WHEREAS, pursuant to Section 22 of Act 334 of the Public Acts of 1993, it is necessary for the City and the "Company" to enter into a written agreement prior to approval and issuance of an Industrial Facility Exemption Certificate; and

WHEREAS, this agreement must formally accompany any application made by the "Company" for an Industrial Facilities Exemption to the State of Michigan, outlining the conditions and resources to be upheld during an abatement period.

NOW, THEREFORE, THE PARTIES AGREE TO THE FOLLOWING:

1. The "Company" agrees to submit a report regarding status of employment on an annual basis with an initial report filed no later than the 10<sup>th</sup> day of March immediately following the second year after the issuance date of the Industrial Facilities Exemption Certificate. The report must include:
  - a) The number of new jobs promised in the application and the actual number of new jobs created to date; and
  - b) If the employment has not remained or exceeded the number given in the application, an explanation for this shall be included; and
  - c) The estimated project cost in the application and the actual final project cost to date (required in the initial report only); and
  - d) If the costs of the improvements proposed to be constructed and/or installed and on the basis of which the Industrial Facilities Exemption Certificate is issued, are not within 10 percent (10%) of the estimated amount stated in the Applicant's application, an explanation for this shall be included.
2. The "Company" understands that if employment has not been retained or reached as stated in the application or the construction and/or expansion project has not been completed or expenditures made as described in the application without just cause, the City has the right to reduce or revoke the industrial facilities exemption certificate.

However, it is both the City's position and the "Company's" position that this is a good faith agreement and no adverse action by either party will be made relative to this agreement without open disclosure with the other party.

3. The "Company" agrees to remain within the Municipality for the period of the IFT in order to retain the benefits of the IFT unless permission for relocation is granted by the governing body of the Municipality.

By signatures of representative of both the "Company" and the City, understood that both the "Company's" investment in the project and City's investment through the granting of the industrial facilities exemption certificate is to encourage the economic growth of all.

It is also acknowledged that certain economic conditions can, at times, prohibit the maintenance of the "Company's" targeted status. It is understood that if such conditions exist at the time of the designated "Company" reports, the governing body of the City will carefully evaluate the "Company's" situation, and will inform the "Company" if any action is considered in order to give the "Company" an opportunity for correction.

DATE: \_\_\_\_\_

DATE: 7-5-11

\_\_\_\_\_  
City of Menominee



\_\_\_\_\_  
Matt Deming, VP & General Manager  
Middleby Marshall Holding LLC  
DBA NU-VU Food Service Systems



NU-VU® Food Service Systems



June 28, 2011

City of Menominee  
2511 10<sup>th</sup> Street  
Menominee, MI 49858

To Whom It May Concern:

This letter is to certify that January 19, 2011 was the date construction began at NU-VU Food Service Systems, 5600 13<sup>th</sup> St, Menominee, Michigan. Installation of the personal property began January 11, 2011.

Sincerely,

Matt Deming  
Vice President & General Manager

Subscribed and sworn to before me this 6<sup>th</sup> day of July, 2011.

My Commission Expires:

9/10/2017

Residence of Michigan

Notary Public

**Cheryl A La Combe**  
Notary Public  
State of Michigan, County of Menominee  
Acting in the County of Menominee  
My Commission Expires 09/10/2017



# CONSTRUCTION PERMIT

ISSUED TO  
MJB INDUSTRIES INC

This permit authorizes the above applicant to perform such construction or repairs as shown on the application, approved plans, and specifications on file in the Building Department at 2511 10th Street, Menominee, Michigan.

Project Address: **5600 13TH ST** Parcel No.: **4012-000** Project No.: **3323** Issue Date: **12/1/2010**

Project Description:  
**[13] ADD TEMPORARY BUSINESS OFFICE & PARKING LOT EXPANSION**

### Contacts:

	Name	Phone No.
Owner:	MIDDLEBY MARSHALL HOLDING LLC	
Applicant:	ED MCCLAIN	(715) 735-9771
Project Mngr:	MJB INDUSTRIES INC	(715) 735-9771
E.C. Contractor:		
Bldg Contractor:	MJB INDUSTRIES INC	(715) 735-9771
Elec Contractor:		
Hvac Contractor:		
Plbg Contractor:		
Swrs Contractor:		

**Inspections:** Prior to concealing any work and prior to final project approval, checked [ X ] items below require inspections. To schedule an inspections please call **906-863-1735** at least 12 hours prior to your requested inspection date and time to avoid delays or penalties.

### BUILDING Construction (by City of Menominee)

- Footings & Setbacks
- Foundation Construction / Waterproofing
- Rough Construction - Framing, Components, etc.
- Thermal Systems - Insulation
- Fire Alarm / Fire Protection Systems
- Final Exterior Finishes - Siding, Roofing, etc.
- Final Interior Inspection - Occupancy

### ZONING Inspections (by City of Menominee)

- Land-disturbing Construction - Grading, Filling, etc.
- Acc. Structures - Fencing, Pools, Sheds, Tanks, etc.
- Driveways, Parking Spaces & Sidewalks
- Certificate of Occupancy

### Electrical Inspections (by Michigan BCC)

- Electrical Service
- Rough System Installation
- Final Inspection

### Mechanical Inspections (by Michigan BCC)

- Rough System Installation
- Final Inspection

### Plumbing Inspections (by Michigan BCC)

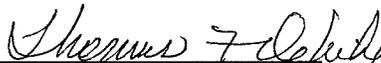
- Service Connections: Water, Sanitary, Storm
- Site Groundwork
- Building Groundwork
- Rough System Installation
- Final Inspection

**INDUSTRIAL FACILITIES EXEMPTION APPLICATION  
AFFIDAVIT OF FEES**

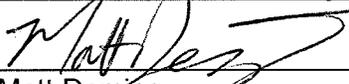
In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees," "payment in lieu of taxes," "donations," or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

City of Menominee

Signed   
Print Name THOMAS F. DeWick  
Title CITY CLERK  
Dated JULY 7, 2011

Applicant: Middleby Marshall Holding LLC  
NU-VU Food Service Systems

Signed   
Print Name Matt Deming  
Title VP & General Manager  
Dated 7-5-11

## RESOLUTION

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WHEREAS, pursuant to 1974 P.A. 198, MCLA 207.655, M.S.A. 7.800(5) as amended, the City Council has established Menominee Industrial Development District No. 1;

WHEREAS, Middleby Marshall Holding LLC dba Nu-Vu Food Service Systems is an owner of property located within said district, has applied for an Industrial Facilities Tax Exemption Certificate under provisions of 1974 P.A. 198, Sec. 5(1);

WHEREAS, 1974 P.A. 198, Sec. 5(2) provides that before acting upon an application for an Industrial Facilities Tax Exemption Certificate, the City Council shall afford the applicant, the City Assessor, and a representative of the affected units an opportunity for a hearing;

- 1) That an application of said company for an Industrial Facilities Tax Exemption Certificate shall remain on file in the Office of the City Clerk/Treasurer.
- 2) That the City Council shall meet in the Council Chambers on August 15, 2011 at 6 p.m., and shall provide to the City Assessor and a representative of each of the taxing units an opportunity to be heard on the question of said company's application for an Industrial Facilities Tax Exemption Certificate with regard to proposed construction within said district.
- 3) That the City Clerk/Treasurer immediately inform, by letter, the City Assessor, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Menominee on the property located within said Industrial Development District as follows:
  - a) That the City of Menominee has established the City of Menominee Industrial Development District No. 1 and has now received and will consider an application for an Industrial Facilities Exemption Certificate for facilities to be constructed within said district.
  - b) That the City Council shall meet on August 15, 2011 in the Council Chambers at 6 p.m. to afford the City Assessor and a representative of each said taxing units an opportunity to be heard with regard to the said application.
  - c) That as to said district, the Facilities Exemption Certificate would be 50% of the expenditure in the amount of \$1,452,537.

# Memo

**To:** Michael Cramer, City Manager  
**From:** Jill Schwanz  
**CC:** File  
**Date:** 7/12/2011  
**Re:** IFT Applications

---

Three local industries have submitted Industrial Facility Tax exemption applications to the City to be received at the July Council meeting. I am providing some additional tax and budget information so that if there are any questions, you will have the background.

**LE Jones: Application for tax exemption on \$900,000 building improvement and \$2,376,539 of personal property (machinery & equipment).**

Without the tax exemption on the building improvement, the city's share of the annual property tax revenue would be approximately \$10,463. If a 12 year IFT exemption is granted, the city's revenue would be reduced by 50% to \$5,231.

Because the City Council previously granted LE Jones a PA 328 (100% tax exemption on new personal property) for a period of 10 years (2006-2016), the approval of the IFT exemption would not directly affect the revenues of the City until the 2017 tax year. By that time the machinery and equipment would already be depreciated 5 years of the 12 year depreciation schedule, so the budget impact of that exemption is not as great.

**Nu-Vu: Application for tax exemption on \$500,000 building improvement and \$955,537 of personal property (machinery & equipment).**

Without the tax exemption on the building improvement, the city's share of the annual property tax revenue would be approximately \$5,812. If a 12 year IFT exemption is granted, the city's revenue would be reduced by 50% to \$2906.

Because the City Council previously granted Nu-Vu a PA 328 (100% tax exemption on new personal property) for a period of 10 years (2008-2018), the approval of the IFT exemption would not directly affect the revenues of the City until the 2019 tax year. By that time the machinery and equipment would already be depreciated 7 years of the 12 year depreciation schedule, so the budget impact of that exemption is not as great.

**Anchor Coupling: Application for tax exemption on \$2,692,000 of personal property (machinery & equipment).**

Because the City Council previously granted Anchor Coupling a PA 328 (100% tax exemption on new personal property) for a period of 10 years (2008-2018), the approval of the IFT exemption would not directly affect the revenues of the City until the 2019 tax year. By that time the machinery and equipment would already be depreciated 7 years of the 12 year depreciation schedule, so the budget impact of that exemption is not as great.

The applications indicate that if the exemptions are granted by the City and approved by the State that jobs will be both created and maintained. In the past, the City has always approved granting the exemptions for that purpose alone.

If you have any questions or comments, just let me know.

Cc:



City of Menominee  
**City Council**  
Agenda Item

**TITLE:** US-41 Reconstruction Payment Package; Wastewater

**Requesting Agency:** Wilcox Professional Services

**Meeting Date:** July 18, 2011

**Contact:** Michael Cramer

**Public Hearing:** N/A

**Phone:** 863-1747

**Advertising Date:** N/A

**Council Ward:** 4

**Attachments:** A. Estimate of Funds Needed  
B. Approval of Payments.

**PURPOSE:**

Payment of the invoices in the amount of \$33,119.08 for the upgrade of the wastewater system on US-41.

**BACKGROUND:**

As part of our continuing coordination with the Michigan Department of Transportation (MDOT) on the reconstruction of the US-41 Corridor and the upgrade of the wastewater system under the facility Wilcox Engineering has submitted the attached payment approvals for the construction and engineering services related to the Wastewater Project.

**BUDGET IMPACT:**

The current invoice is for \$33,119.08 and funding is available from the USDA Rural Development Bond for the Project.

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends approval of the payment.

Agenda Item: \_\_\_\_\_

July 1, 2011

Name of Borrower City of Menominee: US-41 Wastewater Project (12018.00007)

Items	Amount of Funds
Development.....	\$
Contract of Job No. Bacco Construction PPE #31 and 32	\$20,106.58
Contract of Job No.	
Contract of Job No.	
Land and Rights-of-Way.....	
Legal Services.....	
Engineering Fees – Basic: \$2,370.00, RPR: \$5,655.00; Additional: \$4,987.50	\$13,012.50
Interest.....	
Equipment.....	
Contingencies.....	
Refinancing .....	
Initial O&M.....	
Other Administration.....	
<b>TOTAL.....</b>	<b>\$33,119.08</b>

Prepared By City of Menominee

*Name of Borrower*

By \_\_\_\_\_

Date \_\_\_\_\_

Approved by \_\_\_\_\_

Date \_\_\_\_\_

*According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0575-0015. The time required to complete this information collection is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.*

City of Menominee  
**US-41 Wastewater Project**

Contract: 12018.00007  
 USDA-RD

APPROVAL OF PAYMENTS

Meeting Date: July 18, 2011

It was moved by: \_\_\_\_\_

and seconded by: \_\_\_\_\_

that the following invoices be approved for payment:

Invoice	Dated	From	Contract	Category	Subtotal	Amount
PPE #31	6/13/2011	MDOT/Bacco	12018.00007	Construction	\$19,839.68	
PPE #32	6/27/2011	MDOT/Bacco	12018.00007	Construction	\$266.90	
				Subtotal 10th Street Construction =	\$20,106.58	\$20,106.58
75566	7/7/2011	Wilcox	12018.00007.41	Basic Engineering: General Engineering	\$2,370.00	
				Subtotal Basic Engineering = (A)	\$2,370.00	
75568	7/7/2011	Wilcox	12018.00007.51	RPR	\$5,655.00	
				Subtotal RPR = (B)	\$5,655.00	
75570	7/7/2011	Wilcox	12018.00007.77	Additional: Construction Layout	\$3,800.00	
75572	7/7/2011	Wilcox	12018.00007.81	Additional: Construction Stormwater Monitoring	\$1,187.50	
				Subtotal Additional Engineering = (C)	\$4,987.50	
				Total Engineering (A+B+C)		\$13,012.50
				Subtotal Administrative =	\$0.00	\$0.00
				TOTAL		\$33,119.08

Ayes: \_\_\_\_\_

Motion: Passes/Failed

Nays: \_\_\_\_\_

By: \_\_\_\_\_

Absent: \_\_\_\_\_

Date:



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.41  
Invoice No: 75566

Project 12018.00007.41 Menominee-10th St. General Eng.- WWater

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

---

Phase	0100	General Engineering - Wastewater		
<b>Professional Personnel</b>				
			<b>Hours</b>	<b>Amount</b>
		Staff Engineer	6.00	390.00
		Professional Engineer	18.00	1,980.00
		Totals	24.00	2,370.00
		<b>Total Labor</b>		<b>2,370.00</b>

**Total this Phase \$2,370.00**

<b>Contract Summary</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>	
Total Billings	2,370.00	25,000.00	27,370.00	
Contract Amount			35,000.00	
Contract Remaining			7,630.00	
		<b>Total this Invoice</b>		<b>\$2,370.00</b>



Please remit to:  
**Wilcox Professional Services, LLC**  
 Dept Ch 19434  
 Palatine, IL 60055-9434  
 231-775-7755; Fax 231-775-3135

City of Menominee  
 2511 10th Street  
 Menominee, MI 49858-1995

July 7, 2011  
 Project No: 12018.00007.51  
 Invoice No: 75568

Project 12018.00007.51 Menominee-10th St. RPR - WWater

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

Phase	0100	RPR - Wastewater		
<b>Professional Personnel</b>				
			<b>Hours</b>	<b>Amount</b>
Staff Engineer			3.00	195.00
Professional Engineer			54.00	5,130.00
Professional Engineer			3.00	330.00
		<b>Totals</b>	<b>60.00</b>	<b>5,655.00</b>
		<b>Total Labor</b>		<b>5,655.00</b>
			<b>Total this Phase</b>	<b>\$5,655.00</b>

<b>Contract Summary</b>			
	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings	5,655.00	58,450.00	64,105.00
Contract Amount			65,000.00
Contract Remaining			895.00
		<b>Total this Invoice</b>	<b>\$5,655.00</b>

**Outstanding Invoices**

Number	Date	Balance
75184	06/06/11	3,677.50
<b>Total</b>		<b>3,677.50</b>



**Please remit to:**  
**Wilcox Professional Services, LLC**  
 Dept Ch 19434  
 Palatine, IL 60055-9434  
 231-775-7755; Fax 231-775-3135

City of Menominee  
 2511 10th Street  
 Menominee, MI 49858-1995

July 7, 2011  
 Project No: 12018.00007.77  
 Invoice No: 75570

Project 12018.00007.77 Menominee-10th St.-Const. Layout- WWater

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

Phase	0100	Const. Layout & MDOT Coord.- Wastewater	
<b>Professional Personnel</b>			
		<b>Hours</b>	<b>Amount</b>
Professional Engineer		40.00	3,800.00
Totals		40.00	3,800.00
<b>Total Labor</b>			<b>3,800.00</b>
		<b>Total this Phase</b>	<b>\$3,800.00</b>

<b>Contract Summary</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings	3,800.00	1,567.50	5,367.50
Contract Amount			7,000.00
Contract Remaining			1,632.50
		<b>Total this Invoice</b>	<b>\$3,800.00</b>

<b>Outstanding Invoices</b>		
<b>Number</b>	<b>Date</b>	<b>Balance</b>
75186	06/06/11	997.50
<b>Total</b>		<b>997.50</b>



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.81  
Invoice No: 75572

Project 12018.00007.81 Menominee-10th St-Stormwater Mon.-WWater

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

Phase 0100 Constr. Stormwater Monitoring-Wastewater

**Professional Personnel**

	Hours	Amount
Professional Engineer	12.50	1,187.50
Totals	12.50	1,187.50
<b>Total Labor</b>		<b>1,187.50</b>

**Total this Phase \$1,187.50**

**Contract Summary**

	Current	Prior	To-Date
Total Billings	1,187.50	0.00	1,187.50
Contract Amount			3,000.00
Contract Remaining			1,812.50
<b>Total this Invoice</b>			<b>\$1,187.50</b>

CITY OF MENOMINEE		WASTEWATER PAY ESTIMATE SUMMARY									
10 <sup>th</sup> STREET (US-41) IMPROVEMENTS		WASTEWATER PAY ESTIMATE SUMMARY									
Item Number	Item Description	Current Contract Quantity Thru CO # 2	Unit	Unit Price	Current Contract Amount Thru CO # 2	Quantity Placed PPE # 31	Amount PPE # 31 (June 13, 2011)	Quantity Placed PPE # 32	Amount PPE # 32 (June 27, 2011)	Total Quantity Placed to Date	Percent Complete to Date
X	1000001 Mobilization, Max.	0.15	LS	\$ 307,490.00	\$ 46,123.50	0	\$ -	0	\$ -	0.15	100.00%
X	1040007 Contractor Staking, Road Only	0.15	LS	\$ 48,000.00	\$ 7,200.00	0	\$ -	0	\$ -	0.1125	75.00%
	2030011 Dr Structure, Rem	40.00	Ea	\$ 61.00	\$ 2,440.00	0	\$ -	0	\$ -	28	70.00%
	2030015 Sewer, Rem, Less than 24 inch	12744.00	Ft	\$ 1.00	\$ 12,744.00	0	\$ -	0	\$ -	6707	52.63%
X	3020016 Aggregate, Base, 6 inch	5400.00	Syd	\$ 3.75	\$ 20,250.00	1260.89	\$ 4,728.34	0	\$ -	4139.11	76.65%
X	3070125 Shoulder, Cl II, 3 inch	675.00	Syd	\$ 2.25	\$ 1,518.75	133.24	\$ 299.79	0	\$ -	541.76	80.26%
	4011128 Steel Casing Pipe, 20", Jacked in Place	60.00	Ft	\$ 340.00	\$ 20,400.00	0	\$ -	0	\$ -	0	0.00%
X	4021260 Trench Undercut and Backfill	2567.00	Cyd	\$ 15.00	\$ 38,505.00	0	\$ -	0	\$ -	1685.8	65.67%
	4021275 Video Taping Sewer and Culv Pipe	8822.00	Ft	\$ 0.64	\$ 5,646.08	0	\$ -	0	\$ -	2701.6	30.62%
	4030051 Dr Structure Cover	12285.00	LB	\$ 1.00	\$ 12,285.00	0	\$ -	0	\$ -	10665	86.81%
X	4030054 Dr Structure, Temp Lowering	15.50	Ea	\$ 100.00	\$ 1,550.00	2	\$ 200.00	0	\$ -	13.5	87.10%
X	5020709 HMA, Temp Pavt (13A)	953.00	Ton	\$ 70.00	\$ 66,710.00	186.86	\$ 13,080.20	0	\$ -	766.14	80.39%
X	8120003 Barricade, Type III, High Intensity, Double Sided, Furn	6.00	Ea	\$ 195.00	\$ 1,170.00	0	\$ -	0	\$ -	2.5	41.67%
X	8120004 Barricade, Type III, High Intensity, Double Sided, Oper	6.00	Ea	\$ 75.00	\$ 450.00	0	\$ -	0	\$ -	2.5	41.67%
X	8120042 Lighted Arrow, Type C, Furn	0.50	Ea	\$ 1,250.00	\$ 625.00	0	\$ -	0	\$ -	0.5	100.00%
X	8120043 Lighted Arrow, Type C, Oper	0.50	Ea	\$ 1.00	\$ 0.50	0	\$ -	0	\$ -	0.5	100.00%
X	8120077 Pavt Markg, Longit, 6 inch or less width, Rem	3345.50	Ft	\$ 0.30	\$ 1,003.65	0	\$ -	0	\$ -	3345.5	100.00%
X	8120080 Pavt Markg, Type NR, Paint, 4 inch, White, Temp	7896.00	Ft	\$ 0.09	\$ 710.64	0	\$ -	0	\$ -	7896	100.00%
X	8120081 Pavt Markg, Type NR, Paint, 4 inch, Yellow, Temp	9050.00	Ft	\$ 0.09	\$ 814.50	1015	\$ 91.35	2965.5	\$ 266.90	4941	54.60%
X	8120085 Pavt Markg, Type NR, Tape, 4 inch, White, Temp	1982.50	Ft	\$ 0.35	\$ 686.88	0	\$ -	0	\$ -	108	5.50%
X	8120086 Pavt Markg, Type NR, Tape, 4 inch, Yellow, Temp	3925.00	Ft	\$ 0.35	\$ 1,373.75	0	\$ -	0	\$ -	58	1.48%
X	8120100 Plastic Drum, High Intensity, Furn	40.00	Ea	\$ 29.00	\$ 1,160.00	0	\$ -	0	\$ -	40	100.00%
X	8120101 Plastic Drum, High Intensity, Oper	40.00	Ea	\$ 10.00	\$ 400.00	0	\$ -	0	\$ -	40	100.00%
X	8127050 Tubular Marker	137.50	Ea	\$ 49.00	\$ 6,737.50	0	\$ -	0	\$ -	69.5	50.55%
	8267001 San Sewer Lateral, PVC, 6 inch, Tr Det B, Special	5179.00	Ft	\$ 30.00	\$ 155,370.00	48	\$ 1,440.00	0	\$ -	3926.7	75.82%
	8267001 San Sewer, PVC, 10 inch, Tr Det B, Special	2740.00	Ft	\$ 34.00	\$ 93,160.00	0	\$ -	0	\$ -	1157	42.23%
	8267001 San Sewer, PVC, 12 inch, Tr Det B, Special	2562.00	Ft	\$ 50.00	\$ 128,100.00	0	\$ -	0	\$ -	1422	55.50%
	8267001 San Sewer, PVC, 15 inch, Tr Det B, Special	2877.00	Ft	\$ 65.00	\$ 187,005.00	0	\$ -	0	\$ -	2088	72.58%
	8267001 San Sewer, PVC, 8 inch, Tr Det B, special	1055.00	Ft	\$ 44.00	\$ 46,420.00	0	\$ -	0	\$ -	1055	100.00%
	8267001 San Structure, Add Depth of 48 inch dia, (8' to 15')	52.00	Ft	\$ 1.00	\$ 52.00	0	\$ -	0	\$ -	0.6	1.15%
	8267050 San Sewer, Wye Branch, 10 inch by 6 inch	47.00	Ea	\$ 190.00	\$ 8,930.00	0	\$ -	0	\$ -	29	61.70%
	8267050 San Sewer, Wye Branch, 12 inch by 6 inch	45.00	Ea	\$ 226.00	\$ 10,170.00	0	\$ -	0	\$ -	21	46.67%
	8267050 San Sewer, Wye Branch, 15 inch by 6 inch	40.00	Ea	\$ 330.00	\$ 13,200.00	0	\$ -	0	\$ -	31	77.50%
	8267050 San Structure, 48 inch dia	37.00	Ea	\$ 2,300.00	\$ 85,100.00	0	\$ -	0	\$ -	28	75.68%
	Total Stockpile (from Summary)				\$ 978,011.75	TOTAL =	\$ 19,839.68	TOTAL =	\$ 266.90		

NOTE: "X" ITEMS ON MDOT PPE ARE SHARED 50% TO WATER AND 50% TO SANITARY SEWER ON CITY PAY ESTIMATE SUMMARY FOR TEMPORARY ROAD COSTS  
P:\Projects\12018 - Menominee\00007-10thStreet\Const\Payment\_Aps\Sanitary Sewer Estimates\July 2011\PEPE Summary\_10th St - Sewer 7-18-11.xls\Sheet 2



Michigan Department of Transportation

### Construction Pay Estimate Report

*Wastewater  
Category 3 Items*

6/13/2011 8:18 AM

FieldManager 4.7a

**Contract: 55011-84193, Road reconstruction, excavation, hot mix asphalt, concret**

Estimate Date	Estimate No.	Entered By	Estimate Type	Electronic File Created	All Contract Work Completed	Construction Started Date
06/13/2011	31	Rich Gagnon	Semi-Monthly	Yes		
<b>Prime Contractor</b> Bacco Construction Company				<b>Managing Office</b> Escaanaba TSC		
<b>Comments</b>						

**Pre-Voucher Summary**

Project	Voucher No.	Item Payment	Stockpile Adjustment	Dollar Amount
100488A, Road reconstruction, excavation, hot mix asphalt paving,	0026	\$57,525.82	\$0.00	\$57,525.82
84193A, Road reconstruction, excavation, hot mix asphalt, concrete	0031	\$286,608.54	\$-16,238.34	\$270,370.20

**Total Estimated Payment: \$327,896.02**

(Does not include central office adjustments)

**Item Usage Summary**

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
_ Corporation Stop, 1 inch	8257050	2530	84193A	0003	2110	00	000	13.000	\$2,860.00
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	4.000	\$1,200.00
_ San Sewer Lateral, PVC, 6 inch, Tr Det B	8267001	2580	84193A	0003	1730	00	000	48.000	\$1,440.00
_ Water Main, Rem, Less than 12 inch	8257001	2490	84193A	0003	2070	00	000	327.000	\$327.00
_ Water Service, 1 inch, Bored	8257001	2510	84193A	0003	2090	00	000	235.000	\$6,345.00
Aggregate Base, 6 inch	3020016	0300	100488A	0001	0060	00	000	1,310.800	\$4,915.50
Aggregate Base, 6 inch	3020016	0300	84193A	0001	0290	00	000	1,310.800	\$4,915.50
Aggregate Base, 6 inch	3020016	0300	84193A	0003	1680	00	000	2,521.780	\$9,456.68
Approach, CI I, 6 inch	3070008	0330	84193A	0001	0320	00	000	484.000	\$1,815.00
Dr Structure, 24 inch dia	4030000	0780	84193A	0001	0750	00	000	1.000	\$1,000.00
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	4.000	\$7,400.00
Dr Structure, 60 inch dia	4030010	0800	84193A	0001	0770	00	000	1.000	\$3,100.00
Dr Structure, Rem	2030011	0090	84193A	0001	0090	00	000	-4.000	\$-244.00
Dr Structure, Temp Lowering	4030054	0850	84193A	0001	0820	00	000	11.000	\$1,100.00
Dr Structure, Temp Lowering	4030054	0850	84193A	0003	1820	00	000	4.000	\$400.00
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	1.000	\$3,100.00

*1/2 = 1,260.89 WSW*

*1/2 = 2 WSW*



### Construction Pay Estimate Report

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Flag Control	8120030	1490	84193A	0001	1350	00	000	0.250	\$250.00
Fish Beacon, Solar Power	8200071	1990	100488A	0001	0470	00	000	2.000	\$6,600.00
Gate Valve and Box, 12 inch	8250054	2430	84193A	0003	2010	00	000	1.000	\$2,250.00
Gate Valve and Box, 6 inch	8250051	2410	84193A	0003	1990	00	000	1.000	\$1,000.00
HMA Approach	5020061	0930	84193A	0001	0900	00	000	358.040	\$34,371.84
HMA Surface, Rem	5020005	0900	84193A	0001	0870	00	000	250.500	\$313.13
HMA, 3E3	5020045	0920	100488A	0001	0080	00	000	162.280	\$8,730.66
HMA, 3E3	5020045	0920	84193A	0001	0890	00	000	683.010	\$36,745.94
HMA, 4E3, High Stress	5020509	0950	100488A	0001	0090	00	000	95.320	\$6,019.46
HMA, 4E3, High Stress	5020509	0950	84193A	0001	0920	00	000	474.520	\$29,965.94
HMA, Temp Pavt (13A)	5020709	0970	100488A	0001	0110	00	000	253.360	\$17,735.20
HMA, Temp Pavt (13A)	5020709	0970	84193A	0003	1850	00	000	373.720/2	\$26,160.40
Hydrant, Rem	8250091	2440	84193A	0003	2020	00	000	1.000	\$415.00
Minor Traf Devices	8120050	1520	84193A	0001	1380	00	000	0.250	\$6,890.00
Pavt Mrkg, Type NR, Paint, 4", Yellow, Temp	8120081	1550	84193A	0003	1920	00	000	2,030.000/2	\$182.70
Pavt, Rem	2040011	0140	84193A	0001	0140	00	000	7,742.000	\$30,968.00
Sewer, CI A, 12 inch, Tr Det B	4020033	0550	84193A	0001	0530	00	000	61.500	\$1,968.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	23.400	\$865.80
Sewer, CI A, 24 inch, Tr Det B	4020036	0580	84193A	0001	0560	00	000	550.700	\$23,129.40
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	-99.000	\$-5,247.00
Sewer, CI E, 12 inch, Tr Det B	4020600	0620	84193A	0001	0600	00	000	24.500	\$980.00
Sewer, CI E, 18 inch, Tr Det B	4020602	0640	84193A	0001	0620	00	000	95.000	\$4,750.00
Sewer, CI E, 30 inch, Tr Det B	4020604	0660	84193A	0001	0640	00	000	99.000	\$8,910.00
Sewer, Rem, 24 inch to 48 inch	2030016	0110	84193A	0001	0110	00	000	222.500	\$222.50
Sewer, Rem, Less than 24 inch	2030015	0100	84193A	0001	0100	00	000	475.000	\$475.00
Shoulder, CI II, 3 inch	3070125	0350	84193A	0001	0340	00	000	238.300	\$536.18
Shoulder, CI II, 3 inch	3070125	0350	84193A	0003	1690	00	000	266.480/2	\$599.58
Sidewalk, Rem	2040013	0150	84193A	0001	0150	00	000	1,136.000	\$2,272.00
Sign, Type II, Erect, Salv	8100196	1300	84193A	0001	1160	00	000	3.000	\$135.00
Sign, Type III, Erect, Salv	8100197	1310	84193A	0001	1170	00	000	6.250	\$218.75
Sign, Type IIIA	8100177	1270	84193A	0001	1130	00	000	6.250	\$86.56
Sign, Type IIIB	8100181	1290	84193A	0001	1150	00	000	11.250	\$155.81



## Construction Pay Estimate Report

### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Subbase, CIP	3010002	0290	84193A	0001	0280	00	000	242.000	\$1,899.70
Topsoil Surface, Furn, 4 inch	8160062	1740	84193A	0001	1600	00	000	329.700	\$412.13
Traf Loop	8200170	2180	100488A	0001	0660	00	000	3.000	\$2,925.00
Water Main, DI, 12 inch, Tr Det G	8250166	2470	84193A	0003	2050	00	000	316.500	\$24,687.00
Water Main, DI, 8 inch, Tr Det G	8250156	2460	84193A	0003	2040	00	000	64.000	\$5,824.00
Wireless Intercon, Sign Mtd Flsh, SP, M	8200398	2340	100488A	0001	0820	00	000	1.000	\$4,400.00
Wireless Intercon, Sign Mtd Flsh, SP, Remote	8200400	2350	100488A	0001	0830	00	000	2.000	\$6,200.00

**Total Estimated Item Payment: \$344,134.36**

### Stockpile Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Stockpile Type	Net Change	Total Amount Remaining
Corporation Stop, 1 inch	8257050	2530	84193A	0003	2110	00	000	DR01	\$-732.24	\$0.01
Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	DR01	\$-698.07	\$1,745.20
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	DR01	\$-1,369.13	\$2,395.99
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	DR01	\$-3,100.00	\$21,700.00
Sewer, CI A, 12 inch, Tr Det B	4020033	0550	84193A	0001	0530	00	000	DR01	\$-1,310.74	\$23,810.58
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	DR01	\$-297.35	\$2,968.42
Sewer, CI A, 24 inch, Tr Det B	4020036	0580	84193A	0001	0560	00	000	DR01	\$-12,275.10	\$8,120.20
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	DR01	\$3,544.29	\$3,544.29

**Total Stockpile Dollar Amount: \$-16,238.34**



## Construction Pay Estimate Report

### Estimate Certification

I certify the items included on this report constitute my estimate of work completed and due the contractor as of the date of this document. I also certify the prime contractor is meeting all requirements for minority percentages and the payrolls are current.

_____	_____
(Project Engineer) and/or	(Date)
_____	_____
Mark A. Kleikamp (Delivery/Resident Engineer)	(Date)



Michigan Department of Transportation

### Construction Pay Estimate Report

*Waterwater  
Category 3 Items*

6/27/2011 9:12 AM

FieldManager 4.7a

**Contract: 55011-84193, Road reconstruction, excavation, hot mix asphalt, concret**

Estimate Date	Estimate No.	Entered By	Estimate Type	Electronic File Created	All Contract Work Completed	Construction Started Date
06/27/2011	32	Rich Gagnon	Semi-Monthly	Yes		
<b>Prime Contractor</b> Bacco Construction Company				<b>Managing Office</b> Escanaba TSC		
<b>Comments</b>						

#### Pre-Voucher Summary

Project	Voucher No.	Item Payment	Stockpile Adjustment	Dollar Amount
100488A, Road reconstruction, excavation, hot mix asphalt paving,	0027	\$4,278.00	\$0.00	\$4,278.00
84193A, Road reconstruction, excavation, hot mix asphalt, concrete	0032	\$184,414.72	\$-15,585.03	\$168,829.69

**Total Estimated Payment: \$173,107.69**

(Does not include central office adjustments)

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	1.000	\$300.00
_ Pressure Reducing Valve, 8 Inch	8257050	2805	84193A	0003	2275	SA	011	1.000	\$10,750.00
_ PRV Valve Manhole, 72 Inch Dia	8257050	2815	84193A	0003	2285	SA	011	1.000	\$7,500.00
_ Water Main, Rem, Less than 12 inch	8257001	2490	84193A	0003	2070	00	000	1,022.000	\$1,022.00
_ Water Service, 2 inch	8257001	2520	84193A	0003	2100	00	000	55.000	\$2,310.00
_ Wye Pattern Strainer, 8 Inch	8257050	2810	84193A	0003	2280	SA	011	1.000	\$5,500.00
Approach, CI I, 6 inch	3070008	0330	84193A	0001	0320	00	000	311.000	\$1,166.25
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	3.000	\$5,550.00
Dr Structure, 60 inch dia	4030010	0800	84193A	0001	0770	00	000	4.000	\$12,400.00
Excavation, Earth	2050016	0220	100488A	0001	0040	00	000	713.000	\$4,278.00
Excavation, Earth	2050016	0220	84193A	0001	0210	00	000	1,879.000	\$11,274.00
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	1.000	\$3,100.00
Gate Valve and Box, 12 inch	8250054	2430	84193A	0003	2010	00	000	4.000	\$9,000.00
Gate Valve and Box, 8 inch	8250052	2420	84193A	0003	2000	00	000	2.000	\$2,600.00
HMA Surface, Rem	5020005	0900	84193A	0001	0870	00	000	160.000	\$200.00
Hydrant, Rem	8250091	2440	84193A	0003	2020	00	000	1.000	\$415.00



### Construction Pay Estimate Report

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Pavt Mrkg, Type NR, Paint, 4", Yellow, Temp	8120081	1550	84193A	0003	1920	00	000	5,931.000	\$533.79
Pavt, Rem	2040011	0140	84193A	0001	0140	00	000	3,201.000	\$12,804.00
Sewer, CI A, 15 inch, Tr Det B	4020034	0560	84193A	0001	0540	00	000	87.500	\$2,975.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	63.500	\$2,349.50
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	170.000	\$9,010.00
Sewer, CI A, 6 inch, Tr Det B	4020030	0520	84193A	0001	0500	00	000	8.000	\$360.00
Sidewalk, Rem	2040013	0150	84193A	0001	0150	00	000	1,111.000	\$2,222.00
Subbase, CIP	3010002	0290	84193A	0001	0280	00	000	156.000	\$1,224.60
Video Taping Sewer and Culv Pipe	4021275	0770	84193A	0001	0740	00	000	775.900	\$496.58
Water Main, DI, 12 inch, Tr Det G	8250166	2470	84193A	0003	2050	00	000	952.000	\$74,256.00
Water Main, DI, 8 inch, Tr Det G	8250156	2460	84193A	0003	2040	00	000	56.000	\$5,096.00

Total Estimated Item Payment: \$188,692.72

#### Stockpile Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Stockpile Type	Net Change	Total Amount Remaining
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	DR01	\$-174.52	\$1,570.68
_ Water Service, 2 inch	8257001	2520	84193A	0003	2100	00	000	DR01	\$-1,507.59	\$534.52
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	DR01	\$-1,026.84	\$1,369.15
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	DR01	\$-3,100.00	\$18,600.00
Gate Valve and Box, 8 inch	8250052	2420	84193A	0003	2000	00	000	DR01	\$-2,089.88	\$0.02
Sewer, CI A, 15 inch, Tr Det B	4020034	0560	84193A	0001	0540	00	000	DR01	\$-2,975.00	\$1,292.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	DR01	\$-806.91	\$2,161.51
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	DR01	\$-3,544.29	\$0.00
Sewer, CI A, 6 inch, Tr Det B	4020030	0520	84193A	0001	0500	00	000	DR01	\$-360.00	\$0.00

Total Stockpile Dollar Amount: \$-15,585.03



## Construction Pay Estimate Report

### Estimate Certification

I certify the items included on this report constitute my estimate of work completed and due the contractor as of the date of this document. I also certify the prime contractor is meeting all requirements for minority percentages and the payrolls are current.

\_\_\_\_\_

(Project Engineer) and/or

\_\_\_\_\_

(Date)

\_\_\_\_\_

Mark A. Kleikamp (Delivery/Resident Engineer)

\_\_\_\_\_

(Date)



City of Menominee  
**City Council**  
Agenda Item

<b>TITLE:</b> US-41 Reconstruction Payment Package; Water	
Requesting Agency: Wilcox Professional Services	Meeting Date: July 18, 2011
Contact: Michael Cramer	Public Hearing: N/A
Phone: 863-1747	Advertising Date: N/A
	Council Ward: 4
Attachments:	A. Estimate of Funds Needed B. Approval of Payments.

**PURPOSE:**

Payment of the invoices in the amount of \$191,356.28 for the upgrade of the water system on US-41.

**BACKGROUND:**

As part of our continuing coordination with the Michigan Department of Transportation (MDOT) on the reconstruction of the US-41 Corridor and the upgrade of the water system under the facility, Wilcox Engineering has submitted the attached payment approvals for the construction and engineering services related to the Water Project.

**BUDGET IMPACT:**

The current invoice is for \$191,356.28 and funding is available from the USDA Rural Development Bond for the Project.

**STAFF RECOMMENDATION / ACTION REQUESTED:**

Staff recommends approval of the payment.

Agenda Item: \_\_\_\_\_

ESTIMATE OF FUNDS NEEDED  
FOR  
30-Day Period Commencing  
July 1, 2011

Name of Borrower City of Menominee: US-41 Water Project (12018.00007)

Items	Amount of Funds
Development .....	\$177,121.28
Contract of Job No. Bacco Construction PPE #31 and #32	
Contract of Job No.	
Contract of Job No.	
Land and Rights-of-Way .....	
Legal Services .....	
Engineering Fees – Basic: \$1,935.00; RPR: \$3,655.00; Additional: \$8,645.00 .....	\$14,235.00
Interest .....	
Equipment .....	
Contingencies .....	
Refinancing .....	
Initial O&M .....	
Other Administration .....	
<b>TOTAL</b> .....	<b>\$191,356.28</b>

Prepared By City of Menominee

*Name of Borrower*

By \_\_\_\_\_

Date \_\_\_\_\_

Approved by \_\_\_\_\_

Date \_\_\_\_\_

*According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0575-0015. The time required to complete this information collection is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.*

City of Menominee  
**US-41 Water Project**

Contract: 12018.00007  
 USDA-RD

APPROVAL OF PAYMENTS

Meeting Date: July 18, 2011

It was moved by: \_\_\_\_\_

and seconded by: \_\_\_\_\_

that the following invoices be approved for payment:

Invoice	Dated	From	Contract	Category	Subtotal	Amount
PPE #31	6/12/2011	Bacco Construction Co.	12018.00007	Construction	\$61,877.37	
PPE #32	6/27/2011	Bacco Construction Co.	12018.00007	Construction	\$115,243.91	
				<b>Total 10th Street Construction =</b>	<b>\$177,121.28</b>	<b>\$177,121.28</b>
75565	7/7/2011	Wilcox	12018.00007.40	Basic Engineering: General	\$1,935.00	
				<b>Subtotal Basic Engineering General = (A)</b>	<b>\$1,935.00</b>	
75567	7/7/2011	Wilcox	12018.00007.50	RPR	\$3,655.00	
				<b>Subtotal RPR = (B)</b>	<b>\$3,655.00</b>	
75569	7/7/2011	Wilcox	12018.00007.76	Additional Engineering: Construction Layout	\$6,555.00	
75571	7/7/2011	Wilcox	12018.00007.80	Additional Engineering: Stormwater Monitoring	\$2,090.00	
				<b>Subtotal Additional Engineering = (C)</b>	<b>\$8,645.00</b>	
				<b>Total Engineering (A+B+C)</b>		<b>\$14,235.00</b>
				<b>Subtotal Administrative =</b>	<b>\$0.00</b>	<b>\$0.00</b>
				<b>TOTAL</b>		<b>\$191,356.28</b>

Ayes: \_\_\_\_\_

Motion: Passes/Failed

Nays: \_\_\_\_\_

By: \_\_\_\_\_

Absent: \_\_\_\_\_

Date:



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.40  
Invoice No: 75565

Project 12018.00007.40 Menominee-10th St. General Eng.- Water

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

---

Phase	0100	General Engineering - Water		
<b>Professional Personnel</b>				
			<b>Hours</b>	<b>Amount</b>
Office Tech.			1.00	65.00
Professional Engineer			17.00	1,870.00
Totals			18.00	1,935.00
<b>Total Labor</b>				<b>1,935.00</b>
			<b>Total this Phase</b>	<b>\$1,935.00</b>

<b>Contract Summary</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>	
Total Billings	1,935.00	43,607.50	45,542.50	
Contract Amount			55,000.00	
Contract Remaining			9,457.50	
		<b>Total this Invoice</b>		<b>\$1,935.00</b>

**Outstanding Invoices**

<b>Number</b>	<b>Date</b>	<b>Balance</b>
75182	06/06/11	3,607.50
<b>Total</b>		<b>3,607.50</b>



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.50  
Invoice No: 75567

Project 12018.00007.50 Menominee-10th St. RPR - Water

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

**Professional Personnel**

	<b>Hours</b>	<b>Amount</b>
Professional Engineer	35.00	3,325.00
Professional Engineer	3.00	330.00
Totals	38.00	3,655.00
<b>Total Labor</b>		<b>3,655.00</b>

**Contract Summary**

	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings	3,655.00	105,947.50	109,602.50
Contract Amount			110,000.00
Contract Remaining			397.50
		<b>Total this Invoice</b>	<b>\$3,655.00</b>

**Outstanding Invoices**

<b>Number</b>	<b>Date</b>	<b>Balance</b>
75183	06/06/11	8,512.50
<b>Total</b>		<b>8,512.50</b>

**Wilcox**



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.76  
Invoice No: 75569

Project 12018.00007.76 Menominee-10th St.-Constr. Layout- Water

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

Phase 0100 Const. Layout & MDOT Coordination-Water

**Professional Personnel**

	Hours	Amount	
Professional Engineer	69.00	6,555.00	
Totals	69.00	6,555.00	
<b>Total Labor</b>			<b>6,555.00</b>

**Total this Phase \$6,555.00**

**Contract Summary**

	Current	Prior	To-Date	
Total Billings	6,555.00	13,530.00	20,085.00	
Contract Amount			27,000.00	
Contract Remaining			6,915.00	
				<b>Total this Invoice \$6,555.00</b>

**Outstanding Invoices**

Number	Date	Balance
75185	06/06/11	570.00
<b>Total</b>		<b>570.00</b>



Please remit to:  
Wilcox Professional Services, LLC  
Dept Ch 19434  
Palatine, IL 60055-9434  
231-775-7755; Fax 231-775-3135

City of Menominee  
2511 10th Street  
Menominee, MI 49858-1995

July 7, 2011  
Project No: 12018.00007.80  
Invoice No: 75571

Project 12018.00007.80 Menominee-10th St.-Stormwater Mon.-Water

For Professional Services rendered for 10th Street Utility Improvements.

**Professional Services through June 30, 2011**

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Phase	0100	Construction Stormwater Monitoring-Water		
<b>Professional Personnel</b>				
			<b>Hours</b>	<b>Amount</b>
Professional Engineer			22.00	2,090.00
Totals			22.00	2,090.00
<b>Total Labor</b>				<b>2,090.00</b>

**Total this Phase \$2,090.00**

<b>Contract Summary</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>	
Total Billings	2,090.00	0.00	2,090.00	
Contract Amount			3,000.00	
Contract Remaining			910.00	
		<b>Total this Invoice</b>		<b>\$2,090.00</b>

CITY OF MENOMINEE		WATER MAIN PAY ESTIMATE SUMMARY										
10" STREET (US-41) IMPROVEMENTS		Item Description	Current Contract Quantity Thru CO # 2	Unit	Unit Price	Current Contract Amount Thru CO # 2	Quantity Placed PPE # 31	Amount PPE # 31 (June 13, 2011)	Quantity Placed PPE # 32	Amount PPE # 32 (June 27, 2011)	Total Quantity Placed to Date	Percent Complete to Date
X	1000001	Mobilization, Max.	0.15	LS	\$ 307,490.00	\$ 46,123.50	0	\$ -	0	\$ -	0.15	100.00%
X	1040007	Contractor Staking, Road Only	0.15	LS	\$ 48,000.00	\$ 7,200.00	0	\$ -	0	\$ -	0.1125	75.00%
X	3020016	Aggregate, Base, 6 inch	5400.00	Syd	\$ 3.75	\$ 20,250.00	1250.89	\$ 4,728.34	0	\$ -	4139.11	76.65%
X	3070125	Shoulder, Cl II, 3 inch	675.00	Syd	\$ 2.25	\$ 1,518.75	133.24	\$ 299.79	0	\$ -	541.76	80.26%
X	4011128	Steel Casing Pipe, 20" Jacked in Place	60.00	Ft	\$ 340.00	\$ 20,400.00	0	\$ -	0	\$ -	46	76.67%
X	4030054	Dr. Structure, Temp Lowering	15.50	Ea	\$ 100.00	\$ 1,550.00	2	\$ 200.00	0	\$ -	13.5	87.10%
X	5020709	HMA, Temp Pavt (13A)	953.00	Ton	\$ 70.00	\$ 66,710.00	186.86	\$ 13,080.20	0	\$ -	766.14	80.39%
X	8120003	Barricade, Type III, High Intensity, Double Sided, Furn	6.00	Ea	\$ 195.00	\$ 1,170.00	0	\$ -	0	\$ -	2.5	41.67%
X	8120004	Barricade, Type III, High Intensity, Double Sided, Oper	6.00	Ea	\$ 75.00	\$ 450.00	0	\$ -	0	\$ -	2.5	41.67%
X	8120042	Lighted Arrow, Type C, Furn	0.50	Ea	\$ 1,250.00	\$ 625.00	0	\$ -	0	\$ -	0.5	100.00%
X	8120043	Lighted Arrow, Type C, Oper	0.50	Ea	\$ 1.00	\$ 0.50	0	\$ -	0	\$ -	0.5	100.00%
X	8120077	Pavt Markg, Longit, 6 inch or less width, Rem	3345.50	Ft	\$ 0.30	\$ 1,003.65	0	\$ -	0	\$ -	3345.5	100.00%
X	8120080	Pavt Markg, Type NR, Paint, 4 inch, White, Temp	7896.00	Ft	\$ 0.09	\$ 710.64	0	\$ -	0	\$ -	7896	100.00%
X	8120081	Pavt Markg, Type NR, Paint, 4 inch, Yellow, Temp	9050.00	Ft	\$ 0.09	\$ 814.50	1015	\$ 91.35	2965.5	\$ 266.90	4941	54.60%
X	8120085	Pavt Markg, Type NR, Tape, 4 inch, White, Temp	1982.50	Ft	\$ 0.35	\$ 694.88	0	\$ -	0	\$ -	108	5.50%
X	8120086	Pavt Markg, Type NR, Tape, 4 inch, Yellow, Temp	3925.00	Ft	\$ 0.35	\$ 1,373.75	0	\$ -	0	\$ -	58	1.48%
X	8120100	Plastic Drum, High Intensity, Furn	40.00	Ea	\$ 29.00	\$ 1,160.00	0	\$ -	0	\$ -	40	100.00%
X	8120101	Plastic Drum, High Intensity, Oper	40.00	Ea	\$ 10.00	\$ 400.00	0	\$ -	0	\$ -	40	100.00%
X	8127050	Tubular Marker	137.50	Ea	\$ 49.00	\$ 6,737.50	0	\$ -	0	\$ -	69.5	50.55%
	8250040	Fire Hydrant	33.00	Ea	\$ 3,100.00	\$ 102,300.00	1	\$ 3,100.00	1	\$ 3,100.00	25	75.76%
	8250051	Gate Valve and Box, 6 inch	39.00	Ea	\$ 1,000.00	\$ 39,000.00	1	\$ 1,000.00	0	\$ -	38	97.44%
	8250052	Gate Valve and Box, 8 inch	22.00	Ea	\$ 1,300.00	\$ 28,600.00	0	\$ -	2	\$ 2,600.00	17	77.27%
	8250054	Gate Valve and Box, 12 inch	40.00	Ea	\$ 2,250.00	\$ 90,000.00	1	\$ 2,250.00	4	\$ 9,000.00	35	87.50%
	8250091	Hydrant, Rem	27.00	Ea	\$ 415.00	\$ 11,205.00	1	\$ 415.00	1	\$ 415.00	17	62.96%
	8250151	Water Main, DI, 6 inch, Tr Det G	905.33	Ft	\$ 57.00	\$ 51,603.81	0	\$ -	0	\$ -	909.33	100.44%
	8250156	Water Main, DI, 8 inch, Tr Det G	1343.00	Ft	\$ 91.00	\$ 122,213.00	64	\$ 5,824.00	56	\$ 5,096.00	988.5	73.60%
	8250166	Water Main, DI, 12 inch, Tr Det G	9998.00	Ft	\$ 78.00	\$ 779,844.00	316.5	\$ 24,687.00	952	\$ 74,256.00	7585	75.87%
	8250171	Water Main, DI, 16 inch, Tr Det G	215.00	Ft	\$ 185.00	\$ 39,775.00	0	\$ -	0	\$ -	0	0.00%
	8257001	Water Main, Rem, Less than 12 inch	12150.00	Ft	\$ 1.00	\$ 12,150.00	327	\$ 327.00	1022	\$ 1,022.00	9319.5	76.70%
	8257001	Water Service, 1 inch	1737.00	Ft	\$ 27.00	\$ 46,899.00	0	\$ -	0	\$ -	1730	99.60%
	8257001	Water Service, 2 inch	2080.00	Ft	\$ 27.00	\$ 56,160.00	235	\$ 6,345.00	0	\$ -	233	11.20%
	8257001	Water Service, 2 inch	432.00	Ft	\$ 42.00	\$ 18,144.00	0	\$ -	55	\$ 2,310.00	244.5	56.60%
	8257050	Corporation Stop, 1 inch	96.00	Ea	\$ 220.00	\$ 21,120.00	13	\$ 2,860.00	0	\$ -	51	53.13%
	8257050	Corporation Stop, 2 inch	13.00	Ea	\$ 500.00	\$ 6,500.00	0	\$ -	0	\$ -	7	53.85%
	8257050	Curb Stop and Box, 1 inch	96.00	Ea	\$ 300.00	\$ 28,800.00	4	\$ 1,200.00	1	\$ 300.00	51	53.13%
	8257050	Curb Stop and Box, 2 inch	13.00	Ea	\$ 500.00	\$ 6,500.00	0	\$ -	0	\$ -	7	53.85%
	8257050	Gate Valve and Box, 16 inch	2.00	Ea	\$ 6,000.00	\$ 12,000.00	0	\$ -	0	\$ -	0	0.00%
	8257050	Water Service, 6" Additional Sta, 177 +50	1.00	Ea	\$ 7,725.00	\$ 7,725.00	0	\$ -	0	\$ -	1	100.00%
	8257050	Pressure Reducing Valve, 8 inch	1.00	Ea	\$ 10,750.00	\$ 10,750.00	0	\$ -	1	\$ 10,750.00	0	0.00%
	8257050	PRV Manhole, 72 inch dia	1.00	Ea	\$ 7,500.00	\$ 7,500.00	0	\$ -	1	\$ 7,500.00	0	0.00%
	8257050	Wye Pattern Strainer, 8 inch	1.00	Ea	\$ 5,500.00	\$ 5,500.00	0	\$ -	1	\$ 5,500.00	0	0.00%
	8257050	Relocate Watermain	1.00	LS	\$ 4,816.33	\$ 4,816.33	0	\$ -	0	\$ -	1	100.00%
	8257050	Watermain Break	1.00	LS	\$ 2,266.28	\$ 2,266.28	0	\$ -	0	\$ -	1	100.00%
		Total Stockpile (from Summary)				\$ 1,690,256.09	TOTAL =	\$ (4,530.31)	TOTAL =	\$ (6,871.99)	TOTAL =	\$ 115,243.91

NOTE: "X" ITEMS ON MDOT PPE ARE SHARED 50% TO WATER AND 50% TO SANITARY SEWER ON CITY PAY ESTIMATE SUMMARY FOR TEMPORARY ROAD COSTS  
P:\Projects\2018 - Menominee\0007-10thStreetConst\Payment\_Aps\Water\_Main Estimates\July 2011\VPE Summary 10th Street-Water 7-18-11.xls\Sheet 2

NOTE: MDOT AND USDA DO NOT ALLOW FOR PAYMENT BEYOND CURRENT CONTRACT QUANTITY. THEREFORE ITEM 8250151 HAS ONLY BEEN PAID TO THE CURRENT AUTHORIZED QUANTITY OF 805.33 FEET



Michigan Department of Transportation

### Construction Pay Estimate Report

*Water Category 3 Items*

6/13/2011 8:18 AM

FieldManager 4.7a

**Contract: 55011-84193, Road reconstruction, excavation, hot mix asphalt, concret**

Estimate Date	Estimate No.	Entered By	Estimate Type	Electronic File Created	All Contract Work Completed	Construction Started Date
06/13/2011	31	Rich Gagnon	Semi-Monthly	Yes		
Prime Contractor Bacco Construction Company				Managing Office EsCANABA TSC		
Comments						

**Pre-Voucher Summary**

Project	Voucher No.	Item Payment	Stockpile Adjustment	Dollar Amount
100488A, Road reconstruction, excavation, hot mix asphalt paving,	0026	\$57,525.82	\$0.00	\$57,525.82
84193A, Road reconstruction, excavation, hot mix asphalt, concrete	0031	\$286,608.54	\$-16,238.34	\$270,370.20

**Total Estimated Payment: \$327,896.02**

(Does not include central office adjustments)

**Item Usage Summary**

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
_ Corporation Stop, 1 inch	8257050	2530	84193A	0003	2110	00	000	13.000	\$2,860.00
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	4.000	\$1,200.00
_ San Sewer Lateral, PVC, 6 inch, Tr Det B	8267001	2580	84193A	0003	1730	00	000	48.000	\$1,440.00
_ Water Main, Rem, Less than 12 inch	8257001	2490	84193A	0003	2070	00	000	327.000	\$327.00
_ Water Service, 1 inch, Bored	8257001	2510	84193A	0003	2090	00	000	235.000	\$6,345.00
Aggregate Base, 6 inch	3020016	0300	100488A	0001	0060	00	000	1,310.800	\$4,915.50
Aggregate Base, 6 inch	3020016	0300	84193A	0001	0290	00	000	1,310.800	\$4,915.50
Aggregate Base, 6 inch	3020016	0300	84193A	0003	1680	00	000	2,521.780	\$9,456.68
Approach, CI I, 6 inch	3070008	0330	84193A	0001	0320	00	000	484.000	\$1,815.00
Dr Structure, 24 inch dia	4030000	0780	84193A	0001	0750	00	000	1.000	\$1,000.00
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	4.000	\$7,400.00
Dr Structure, 60 inch dia	4030010	0800	84193A	0001	0770	00	000	1.000	\$3,100.00
Dr Structure, Rem	2030011	0090	84193A	0001	0090	00	000	-4.000	\$-244.00
Dr Structure, Temp Lowering	4030054	0850	84193A	0001	0820	00	000	11.000	\$1,100.00
Dr Structure, Temp Lowering	4030054	0850	84193A	0003	1820	00	000	4.000	\$400.00
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	1.000	\$3,100.00

*1/2  
1,260.87 water  
= 2 water  
\$400.00  
\$3,100.00*



### Construction Pay Estimate Report

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Flag Control	8120030	1490	84193A	0001	1350	00	000	0.250	\$250.00
Fish Beacon, Solar Power	8200071	1990	100488A	0001	0470	00	000	2.000	\$6,600.00
Gate Valve and Box, 12 inch	8250054	2430	84193A	0003	2010	00	000	1.000	\$2,250.00
Gate Valve and Box, 6 inch	8250051	2410	84193A	0003	1990	00	000	1.000	\$1,000.00
HMA Approach	5020061	0930	84193A	0001	0900	00	000	358.040	\$34,371.84
HMA Surface, Rem	5020005	0900	84193A	0001	0870	00	000	250.500	\$313.13
HMA, 3E3	5020045	0920	100488A	0001	0080	00	000	162.280	\$8,730.66
HMA, 3E3	5020045	0920	84193A	0001	0890	00	000	683.010	\$36,745.94
HMA, 4E3, High Stress	5020509	0950	100488A	0001	0090	00	000	95.320	\$6,019.46
HMA, 4E3, High Stress	5020509	0950	84193A	0001	0920	00	000	474.520	\$29,965.94
HMA, Temp Pavt (13A)	5020709	0970	100488A	0001	0110	00	000	253.360	\$17,735.20
HMA, Temp Pavt (13A)	5020709	0970	84193A	0003	1850	00	000	373.720	\$26,160.40
Hydrant, Rem	8250091	2440	84193A	0003	2020	00	000	1.000	\$415.00
Minor Traf Devices	8120050	1520	84193A	0001	1380	00	000	0.250	\$6,890.00
Pavt Mrkg, Type NR, Paint, 4", Yellow, Temp	8120081	1550	84193A	0003	1920	00	000	2,030.000	\$182.70
Pavt, Rem	2040011	0140	84193A	0001	0140	00	000	7,742.000	\$30,968.00
Sewer, CI A, 12 inch, Tr Det B	4020033	0550	84193A	0001	0530	00	000	61.500	\$1,968.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	23.400	\$865.80
Sewer, CI A, 24 inch, Tr Det B	4020036	0580	84193A	0001	0560	00	000	550.700	\$23,129.40
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	-99.000	\$-5,247.00
Sewer, CI E, 12 inch, Tr Det B	4020600	0620	84193A	0001	0600	00	000	24.500	\$980.00
Sewer, CI E, 18 inch, Tr Det B	4020602	0640	84193A	0001	0620	00	000	95.000	\$4,750.00
Sewer, CI E, 30 inch, Tr Det B	4020604	0660	84193A	0001	0640	00	000	99.000	\$8,910.00
Sewer, Rem, 24 inch to 48 inch	2030016	0110	84193A	0001	0110	00	000	222.500	\$222.50
Sewer, Rem, Less than 24 inch	2030015	0100	84193A	0001	0100	00	000	475.000	\$475.00
Shoulder, CI II, 3 inch	3070125	0350	84193A	0001	0340	00	000	238.300	\$536.18
Shoulder, CI II, 3 inch	3070125	0350	84193A	0003	1690	00	000	266.480	\$599.58
Sidewalk, Rem	2040013	0150	84193A	0001	0150	00	000	1,136.000	\$2,272.00
Sign, Type II, Erect, Salv	8100196	1300	84193A	0001	1160	00	000	3.000	\$135.00
Sign, Type III, Erect, Salv	8100197	1310	84193A	0001	1170	00	000	6.250	\$218.75
Sign, Type IIIA	8100177	1270	84193A	0001	1130	00	000	6.250	\$86.56
Sign, Type IIIB	8100181	1290	84193A	0001	1150	00	000	11.250	\$155.81



## Construction Pay Estimate Report

### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Subbase, CIP	3010002	0290	84193A	0001	0280	00	000	242.000	\$1,899.70
Topsoil Surface, Furn, 4 inch	8160062	1740	84193A	0001	1600	00	000	329.700	\$412.13
Traf Loop	8200170	2180	100488A	0001	0660	00	000	3.000	\$2,925.00
Water Main, DI, 12 inch, Tr Det G	8250166	2470	84193A	0003	2050	00	000	316.500	\$24,687.00
Water Main, DI, 8 inch, Tr Det G	8250156	2460	84193A	0003	2040	00	000	64.000	\$5,824.00
Wireless Intercn, Sign Mtd Fish, SP, M	8200398	2340	100488A	0001	0820	00	000	1.000	\$4,400.00
Wireless Intercn, Sign Mtd Fish, SP, Remote	8200400	2350	100488A	0001	0830	00	000	2.000	\$6,200.00
<b>Total Estimated Item Payment:</b>								<b>\$344,134.36</b>	

### Stockpile Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Stockpile Type	Net Change	Total Amount Remaining
Corporation Stop, 1 inch	8257050	2530	84193A	0003	2110	00	000	DR01	\$-732.24	\$0.01
Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	DR01	\$-698.07	\$1,745.20
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	DR01	\$-1,369.13	\$2,395.99
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	DR01	\$-3,100.00	\$21,700.00
Sewer, CI A, 12 inch, Tr Det B	4020033	0550	84193A	0001	0530	00	000	DR01	\$-1,310.74	\$23,810.58
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	DR01	\$-297.35	\$2,968.42
Sewer, CI A, 24 inch, Tr Det B	4020036	0580	84193A	0001	0560	00	000	DR01	\$-12,275.10	\$8,120.20
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	DR01	\$3,544.29	\$3,544.29
<b>Total Stockpile Dollar Amount:</b>									<b>\$-16,238.34</b>	



## Construction Pay Estimate Report

### Estimate Certification

I certify the items included on this report constitute my estimate of work completed and due the contractor as of the date of this document. I also certify the prime contractor is meeting all requirements for minority percentages and the payrolls are current.

\_\_\_\_\_  
(Project Engineer) and/or

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Mark A. Kleikamp (Delivery/Resident Engineer)

\_\_\_\_\_  
(Date)



Michigan Department of Transportation

### Construction Pay Estimate Report

*Water Category 3 Items*

6/27/2011 9:12 AM

FieldManager 4.7a

**Contract: 55011-84193, Road reconstruction, excavation, hot mix asphalt, concret**

Estimate Date	Estimate No.	Entered By	Estimate Type	Electronic File Created	All Contract Work Completed	Construction Started Date
06/27/2011	32	Rich Gagnon	Semi-Monthly	Yes		
<b>Prime Contractor</b> Bacco Construction Company				<b>Managing Office</b> Escanaba TSC		
<b>Comments</b>						

#### Pre-Voucher Summary

Project	Voucher No.	Item Payment	Stockpile Adjustment	Dollar Amount
100488A, Road reconstruction, excavation, hot mix asphalt paving,	0027	\$4,278.00	\$0.00	\$4,278.00
84193A, Road reconstruction, excavation, hot mix asphalt, concrete	0032	\$184,414.72	\$-15,585.03	\$168,829.69

**Total Estimated Payment: \$173,107.69**

(Does not include central office adjustments)

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	1.000	\$300.00
_ Pressure Reducing Valve, 8 Inch	8257050	2805	84193A	0003	2275	SA	011	1.000	\$10,750.00
_ PRV Valve Manhole, 72 Inch Dia	8257050	2815	84193A	0003	2285	SA	011	1.000	\$7,500.00
_ Water Main, Rem, Less than 12 inch	8257001	2490	84193A	0003	2070	00	000	1,022.000	\$1,022.00
_ Water Service, 2 inch	8257001	2520	84193A	0003	2100	00	000	55.000	\$2,310.00
_ Wye Pattern Strainer, 8 inch	8257050	2810	84193A	0003	2280	SA	011	1.000	\$5,500.00
Approach, Cl I, 6 inch	3070008	0330	84193A	0001	0320	00	000	311.000	\$1,166.25
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	3.000	\$5,550.00
Dr Structure, 60 inch dia	4030010	0800	84193A	0001	0770	00	000	4.000	\$12,400.00
Excavation, Earth	2050016	0220	100488A	0001	0040	00	000	713.000	\$4,278.00
Excavation, Earth	2050016	0220	84193A	0001	0210	00	000	1,879.000	\$11,274.00
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	1.000	\$3,100.00
Gate Valve and Box, 12 inch	8250054	2430	84193A	0003	2010	00	000	4.000	\$9,000.00
Gate Valve and Box, 8 inch	8250052	2420	84193A	0003	2000	00	000	2.000	\$2,600.00
HMA Surface, Rem	5020005	0900	84193A	0001	0870	00	000	160.000	\$200.00
Hydrant, Rem	8250091	2440	84193A	0003	2020	00	000	1.000	\$415.00



### Construction Pay Estimate Report

#### Item Usage Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Quantity	Dollar Amount
Pavt Mrkg, Type NR, Paint, 4", Yellow, Temp	8120081	1550	84193A	0003	1920	00	000	5,931.000 <sup>1/2</sup>	\$533.79
Pavt, Rem	2040011	0140	84193A	0001	0140	00	000	3,201.000 <sup>= 2,965.5 water</sup>	\$12,804.00
Sewer, CI A, 15 inch, Tr Det B	4020034	0560	84193A	0001	0540	00	000	87.500	\$2,975.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	63.500	\$2,349.50
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	170.000	\$9,010.00
Sewer, CI A, 6 inch, Tr Det B	4020030	0520	84193A	0001	0500	00	000	8.000	\$360.00
Sidewalk, Rem	2040013	0150	84193A	0001	0150	00	000	1,111.000	\$2,222.00
Subbase, CIP	3010002	0290	84193A	0001	0280	00	000	156.000	\$1,224.60
Video Taping Sewer and Culv Pipe	4021275	0770	84193A	0001	0740	00	000	775.900	\$496.58
Water Main, DI, 12 inch, Tr Det G	8250166	2470	84193A	0003	2050	00	000	952.000	\$74,256.00
Water Main, DI, 8 inch, Tr Det G	8250156	2460	84193A	0003	2040	00	000	56.000	\$5,096.00

Total Estimated Item Payment: \$188,692.72

#### Stockpile Summary

Item Description	Item Code	Prop. Line	Project	Category	Project Line No.	Item Type	Mod. No.	Stockpile Type	Net Change	Total Amount Remaining
_ Curb Stop and Box, 1 inch	8257050	2550	84193A	0003	2130	00	000	DR01	\$-174.52	\$1,570.68
_ Water Service, 2 inch	8257001	2520	84193A	0003	2100	00	000	DR01	\$-1,507.59	\$534.52
Dr Structure, 48 inch dia	4030005	0790	84193A	0001	0760	00	000	DR01	\$-1,026.84	\$1,369.15
Fire Hydrant	8250040	2400	84193A	0003	1980	00	000	DR01	\$-3,100.00	\$18,600.00
Gate Valve and Box, 8 inch	8250052	2420	84193A	0003	2000	00	000	DR01	\$-2,089.88	\$0.02
Sewer, CI A, 15 inch, Tr Det B	4020034	0560	84193A	0001	0540	00	000	DR01	\$-2,975.00	\$1,292.00
Sewer, CI A, 18 inch, Tr Det B	4020035	0570	84193A	0001	0550	00	000	DR01	\$-806.91	\$2,161.51
Sewer, CI A, 30 inch, Tr Det B	4020037	0590	84193A	0001	0570	00	000	DR01	\$-3,544.29	\$0.00
Sewer, CI A, 6 inch, Tr Det B	4020030	0520	84193A	0001	0500	00	000	DR01	\$-360.00	\$0.00

Total Stockpile Dollar Amount: \$-15,585.03



## Construction Pay Estimate Report

### Estimate Certification

I certify the items included on this report constitute my estimate of work completed and due the contractor as of the date of this document. I also certify the prime contractor is meeting all requirements for minority percentages and the payrolls are current.

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(Project Engineer) and/or

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(Date)

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Mark A. Kleikamp (Delivery/Resident Engineer)

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(Date)