



**REGULAR MEETING OF THE CITY COUNCIL
PORT HURON, MICHIGAN**
Municipal Office Center - Public Meeting Room
Monday, May 14, 2012, 7:00 p.m.



AGENDA

ROLL CALL -

Mayor Pauline M. Repp
Mayor Pro-Tem Sherry L. Archibald
Councilmember Rachel L. Cole
Councilmember Ken D. Harris
Councilmember Alan R. Lewandowski
Councilmember Brian J. Moeller
Councilmember Rico A. Ruiz

APPROVAL OF MINUTES FROM PREVIOUS MEETING –

Regular meeting of April 23, 2012 **(Child)**
Special meeting of May 7, 2012 **(Child)**

PUBLIC HEARINGS –

1. To hear comments on the proposed amendment of the Tax Increment Financing and Development Plan for the Peerless Site Development Area. **(Harmer)**

For Council consideration: Resolution approving the amendment of the Tax Increment Financing and Development Plan for the Peerless Site Development Area.

2. To hear comments on the Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Division. **(Harmer)**
3. To hear comments on the tentative budget for the Port Huron Downtown Development Authority for the 2012-2013 fiscal year. **(Ogden)**
4. To hear comments on the proposed Capital Improvement Program. **(Ogden/Clegg)**
5. To hear comments on the proposed 2012-2013 budget. **(Ogden)**

PUBLIC COMMENT –

CONSENT AGENDA –

Motion to adopt consent agenda items, as indicated. Agenda items considered routine are marked with an asterisk (*) and will be considered under the above "Motion to adopt consent agenda items, as indicated." Examples include communications, setting public hearings, board appointments, third and final reading of ordinances that have been previously approved in principle, traffic control orders, etc. If any Councilmember requests an item to be removed from the consent agenda, the item will be removed and considered in its normal sequence on the agenda.

AT THIS POINT, for the public's benefit, the Mayor will announce relevant items adopted under the consent agenda (i.e., scheduling of public hearings, appointments, etc.).

COMMUNICATIONS & PETITIONS –

- * 1. A resolution from the St. Clair County Community College board exempting their taxes from capture for the Brownfield Plan for the 2021-2025 Water Street Redevelopment Project. *(Receive and file)*
- * 2. E-mail from Jeffery Young requesting permission to remove the sidewalk on the west side of his rental property at 1532 Lyon Street. *(Receive and file and refer to Administration for recommendation)*

FROM THE CITY MANAGER –

- 1. Recommendation that the bid of M & M Pavement Marking in the amount of \$9,142.04 for long line pavement striping be accepted. **(Clegg)**
- 2. Recommendation that the bid of VJM Design and Build in the amount of \$49,495.00 for an office roof replacement at 2656 24th Street (ALD Thermal Treatment) be accepted. **(Clegg)**
- * 3. Transmitting the Quarterly Financial Report for the nine month period ending March 31, 2012. **(Ogden)** *Receive and file*
- 4. Recommendation that the bid of Arnt Asphalt Sealing, Inc., in the amount of \$21,700.00 for the resurfacing of the Sanborn Tennis Courts be accepted. **(Winzer)**

RESOLUTIONS –

- 1. Authorizing payments (Attachments 1-1 through 1-23). **(Clegg)**
- * 2. Recommending approval of Enigma & Rum & Whisky Runnerz's (Bar Works, Inc.) Class C/SDM license and removing the City's objection by notifying the Michigan Liquor Control Commission. **(Child)** *Adopt*
- 3. Approving the agreement with BMJ Engineers & Surveyors, Inc., for professional surveying and inspection services during the 2012, 2013 and 2014 construction seasons. **(Clegg)**
- * 4. Confirming and declaring single lot special assessments in the total amount of \$157.34 for special trash pickup. **(Clegg)** *Adopt*
- * 5. Confirming and declaring single lot special assessments in the total amount of \$210.00 for the cost of removing noxious weeds or unlawful growths or blighting factors. **(Harmer)** *Adopt*

ANNOUNCEMENTS –

- The special City Council meeting to discuss the budget on Wednesday, May 16, 2012 will be at 5:00 p.m. in Room 408.

ANNOUNCEMENTS –

- City offices will be closed Monday, May 28, 2012 in observance of Memorial Day. The next regular City Council meeting will be on Tuesday, May 29 at 7:00 p.m.

ADJOURNMENT

Bruce C. Brown
City Manager

The City of Port Huron complies with the "Americans with Disabilities Act". If auxiliary aids or services are required at a public meeting for individuals with disabilities, please contact Susan M. Child, City Clerk, City of Port Huron, 100 McMorran Blvd., Port Huron, MI 48060, 810-984-9725, at least three (3) business days prior to any such meeting.

Councilmember _____ offered and moved the adoption of the following resolution:

WHEREAS, on September 23, 1985, the Port Huron City Council adopted Resolution #2b, hereby incorporated by reference, which approved the Tax Increment Financing and Development Plan for the Peerless Site Development Area (“Plan”), with boundaries generally described as the St. Clair River on the east, State Street on the north, Alley #134 and Stone Street on the west, and Whipple and Thomas Streets on the south; and

WHEREAS, the proposed public uses of the land within the development area included the sites for a second span of the Blue Water Bridge, a public access road to the proposed hotel (Thomas Edison Inn), relocation of existing railroad tracks, development of a waterfront area (Thomas Edison Parkway), 9.8 acres for future development (Edison Shores), and 3.5 acres for U. S. Coast Guard access and for public recreation; and

WHEREAS, the Plan commenced on July 1, 1986, and was to continue for 30 years from the date of issuance of the last series of bonds with a possible extension allowed if the Plan needed to be amended or modified to facilitate future development activities within part or all of the site;

WHEREAS, St. Clair County and the City of Port Huron desire to facilitate additional development of the site to include purchase and renovation of the Thomas Edison Inn, site preparation to accommodate construction of a convention center, construction of an educational facility, and related site improvements; and

WHEREAS, to facilitate continued development of the area, it is necessary to extend the plan for a period not to exceed 30 years; and

WHEREAS, St. Clair County shall receive the tax increment revenues captured from the development area for the period of the term of bonds issued by St. Clair County to construct the convention center within the development site and, thereafter, the City of Port Huron shall resume receiving tax increment revenues captured from the development area during said period; and

WHEREAS, on March 28, 2012, the Port Huron Tax Increment Finance Authority approved amendments to the Development Plan and the Tax Increment Financing Plan (“TIF Plan”) for the Peerless Site Development Area and recommended the City Council approve and adopt the amendments; and

NOW, THEREFORE, BE IT RESOLVED that the Port Huron City Council reaffirms and restates the findings of Resolution #2b adopted on September 23, 1985, and approves and adopts the amendments as follows:

1. Development Plan: Paragraph D, is amended to include a proposed public land use for a convention center to be constructed and owned by St. Clair County.
2. Development Plan: Paragraph E, is amended to include a convention center to be constructed and owned by St. Clair County as an improvement.
3. TIF Plan: Paragraph D, is amended to provide that the tax increment revenues generated shall first be used to pay the St. Clair County debt retirement for the St. Clair County Convention Center for a period not to exceed 30 years.
4. TIF Plan: Paragraph E, is amended to extend the plan for 30 years.

ADOPTED REJECTED

May 14, 2012

**RESOLUTION OF THE
ST. CLAIR COUNTY COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES**

At a regular meeting of the Board of Trustees of the St. Clair County Community College District ("Community College District") held on April 12, 2012 at 4:30 p.m.

PRESENT: John Adair, Dianna Maxwell, Nicholas DeGrazia, David Oppliger,
Denise Brooks, Robert Tansky

ABSENT: Edward Schultz

The following preamble and resolution was offered by Trustee Brooks and supported by Trustee DeGrazia.

WHEREAS, the City of Port Huron (the "City") issued a Notice to All Taxing Jurisdictions on March 13, 2012 regarding a proposed Brownfield Plan for the Hotel Development Services, LLC, on property located at 2021 and 2025 Water Street, Port Huron, Michigan;

WHEREAS, the City approved the Brownfield Plan on March 26, 2012;

WHEREAS, M.C.L.A. 125.2654 allows a taxing jurisdiction levying ad valorem property taxes, such as St. Clair County Community College District, to opt out and exempt its taxes from capture by the Brownfield Plan; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the St. Clair County College Community College hereby exempts the ad valorem property taxes it levies and collects from capture by the Brownfield Plan for the Hotel Development Services, LLC, on property located at 2021 and 2025 Water Street, Port Huron, Michigan; and be it

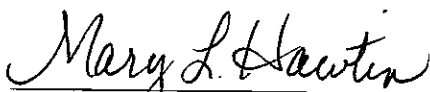
FURTHER RESOLVED that, upon approval, a copy of the Resolution shall be filed with the clerk of the city of Port Huron, Michigan.

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

AYES: Trustees Adair, Maxwell, DeGrazia, Oppliger, Brooks, Tansky

NAYS: n/a

Resolution declared adopted.



Mary L. Hawtin, Secretary
Board of Trustees, St. Clair County
Community College District
St. Clair County, Michigan

May 14, 2012

Child, Sue**From:** Jeff Young [sendjeff@yahoo.com]**Sent:** Tuesday, May 08, 2012 8:18 PM**To:** Child, Sue**Subject:** 1532 Lyon sidewalk

To whom it may concern,

I am the owner of the house at 1532 Lyon. The house is at the South/East corner of 12th and Lyon. There is a sidewalk on the west side of the house that I have been notified of that is need of repair. This sidewalk runs along 12th street to Lyon only along side my house. Across Lyon there is no sidewalk to continue on to. This sidewalk rarely is used because it goes to nowhere. It runs through my drive way then stops. It used to run partway in front of the neighbor's house, but even that has been removed. I am asking that I be allowed to remove this strip of unused sidewalk to nowhere. I would appreciate your consideration on my request. Thank You.

Jeffery T. Young

9499 Phelps

Clay Twp. MI 48001

586-291-2577

FROM THE CITY MANAGER:

On April 27, 2012, the City of Port Huron received three (3) unit price bids for City pavement striping. Based on estimated annual quantities, the following is a comparative summary of the bids received:

M & M Pavement Marking (Grand Blanc, MI)	\$ 9,142.04
R. S. Contracting Inc. (Casco, MI)	\$10,017.20
P. K. Contracting (Troy, MI)	\$14,800.27

It is recommended that the unit price bid of M & M Pavement Marking, P. O. Box 530, Grand Blanc, Michigan 48480, in the estimated amount of Nine Thousand One Hundred Forty-Two and 04/100 Dollars (\$9,142.04) be accepted and that the appropriate City officials be authorized to execute the necessary documents.

Councilmember _____ moved that the City Manager's recommendation be adopted/rejected.

FROM THE CITY MANAGER:

On April 27, 2012, the City of Port Huron received three (3) bids for an office roof replacement at 2656 24th Street, owned by the City of Port Huron and currently leased to ALD Thermal Treatment:

VJM Design and Build (Waterford, MI)	\$ 49,495.00
Sanctum Contracting (Yale, MI)	\$ 82,340.00
Zimmer Roofing & Construction (Port Huron, MI)	\$121,299.00

It is recommended that the bid of VJM Design and Build, 1321 Bamford Drive, Waterford, Michigan 48328, in the amount of Forty-Nine Thousand Four Hundred Ninety-Five and 00/100 Dollars (\$49,495.00) be accepted and that the appropriate City officials be authorized to execute the necessary documents.

Councilmember _____ moved that the City Manager's recommendation be adopted/rejected.

From the City Manager #3
May 14, 2012

TO: Bruce C. Brown, City Manager
Mayor and City Council

FROM: John H. Ogden, Director of Finance

Attached is the quarterly financial report for the nine months ended March 31, 2012.

The quarterly financial reports are prepared from the interim financial records without the many adjustments and analysis that are made at year end. The financial statements have been compared to the same periods in prior years, so that the nine months ended March 31, 2012, have been compared to the nine months ended March 31, 2011 and earlier years to review trends.

General fund revenues for the current nine month period have decreased about 4.0%, primarily from expected decreases in property taxes and revenue sharing. Income tax collections are relatively flat and appear to be on track to meet the budgeted amounts.

Expenditures through March 31st, as a percentage of budget, are 70.9%, somewhat higher than the same period for last year, but they are under the 75% you would expect after nine months. If you review Exhibit B, you can see most expenses are less than three quarters of the budgeted amounts. Among the exceptions are the City Manager's office, which should finish the year near budget; Insurance, Health and Safety, where insurance charges for the year are recognized in the first quarter; police patrol due to increased enforcement efforts; and planning, where there are significant housing efforts.

The operating results for the Enterprise, Special Revenue, Internal Service and Trust and Agency Funds are similar to prior years. The net cash basis losses for the Wastewater and Water Funds are primarily the result of the substantial construction expenses for the collection and distribution systems and the fact that such construction is being partially funded through the use of accumulated fund balances in each fund and through borrowings. Revenues in both funds for City customers are higher than last year, due to increased usage and rates. Expenses in the two funds are currently lower than the budget as a result of cost saving measures. Overall results for the other funds appear to be on track, including the Marina and Parking Funds, as a result of the budgeted transfers from Land Purchase.

Also included with this report is an investment report for the nine months ended March 31, 2012.

From the City Manager #3
May 14, 2012

FROM THE CITY MANAGER:

In accordance with Section 6-9 of the City Charter, there is submitted herewith a Quarterly Financial Report of the City of Port Huron for the nine month period ending March 31, 2012. (See City Clerk File # 12-___).

Councilmember _____ moved that the Quarterly Financial Report be received and filed.

City of Port Huron
 Combined Balance Sheets - All Fund Types
 March 31, 2012

FCM#3 - Quarterly Financial
 Report

Exhibit A

	<u>General Fund</u>	<u>Special Revenue Funds</u>	<u>Enterprise Funds</u>	<u>Internal Service Funds</u>	<u>Trust and Agency Funds</u>	<u>Total</u>
ASSETS						
Equity in treasurer's funds	\$ 3,884,265	\$ 7,965,729	\$ 25,610,106	\$ 10,799,234	\$ 274,579	\$ 48,533,913
Accounts receivable (net)	749,051	3,161,500	2,722,466	29,300		6,662,317
Due from other governmental agencies	20,086					20,086
Taxes receivable (net)	609,293	273,744				883,037
Inventory		174,234	529,016	145,209		848,459
Due from other funds	560,645					560,645
Prepaid expenses	104,838	440		291,646		396,924
Investments					14,157,971	14,157,971
Fixed assets (net)			174,237,139	6,395,525		180,632,664
TOTAL ASSETS	<u>\$ 5,928,178</u>	<u>\$ 11,575,647</u>	<u>\$ 203,098,727</u>	<u>\$ 17,660,914</u>	<u>\$ 14,432,550</u>	<u>\$ 252,696,016</u>
LIABILITIES AND FUND EQUITIES						
Accounts Payable	\$ 51,175	\$ 23,584	\$ 287,838	\$ 1,502,116	\$	\$ 1,864,713
Compensated absences payable				2,425,619		2,425,619
Due other governmental agencies	240,000				2,756	242,756
Undistributed taxes					2,105	2,105
Due other funds			560,645			560,645
Deferred revenue	177,788	2,978,451		344,582	85,915	3,586,736
Bonded indebtedness and other long-term obligations			112,633,053	3,613,739		116,246,792
Fund balance	5,459,215	8,573,612	89,617,191	9,774,858	14,341,774	127,766,650
TOTAL LIABILITIES AND FUND EQUITIES	<u>\$ 5,928,178</u>	<u>\$ 11,575,647</u>	<u>\$ 203,098,727</u>	<u>\$ 17,660,914</u>	<u>\$ 14,432,550</u>	<u>\$ 252,696,016</u>

City of Port Huron
Statement of Revenue, Expenditures, and Changes in Fund Balance
General Fund
For the nine months ended March 31, 2012

Exhibit B

	Budget	Actual	Actual (Over) or Under
Revenues:			
Property taxes	\$ 7,355,000	\$ 7,284,390	\$ 70,610
Income tax	5,775,000	3,030,561	2,744,439
Business license and permits	345,000	256,134	88,866
Nonbusiness license and permits	300,000	247,032	52,968
Grants	545,000	404,905	140,095
State shared revenues	2,840,000	2,369,922	470,078
Charges for services	805,000	452,541	352,459
Fines and forfeits	145,000	93,505	51,495
Interest earned	200,000	130,707	69,293
Rents	335,000	281,934	53,066
Sale of assets	6,282	658	5,624
Charges to other funds	1,843,346	1,361,629	481,717
Transfers from other funds	405,000		405,000
	<u>20,899,628</u>	<u>15,913,918</u>	<u>4,985,710</u>
Expenditures:			
General government:			
City council	72,251	43,233	29,018
City manager	268,280	211,923	56,357
Elections	98,404	51,099	47,305
Finance and accounting	661,865	486,125	175,740
Income tax	306,371	230,111	76,260
Assessor	292,461	222,664	69,797
Legal	170,000	116,937	53,063
Clerk	225,508	165,895	59,613
Personnel	293,891	191,962	101,929
Purchasing	40,087	30,177	9,910
Board of review	2,600	2,331	269
Treasurer	189,995	129,227	60,768
Municipal office center	576,013	389,997	186,016
Promotional	45,000	26,905	18,095
	<u>3,242,726</u>	<u>2,298,586</u>	<u>944,140</u>
Public safety:			
Police administration	926,535	676,993	249,542
Detectives	1,122,231	871,701	250,530
Patrol	4,906,092	3,875,506	1,030,586
Communications	112,414	73,692	38,722
Fire	5,274,447	3,805,279	1,469,168
	<u>12,341,719</u>	<u>9,303,171</u>	<u>3,038,548</u>
Public works:			
Inspection	275,250	198,238	77,012
Emergency management	14,274	3,653	10,621
Public works administration	205,959	151,332	54,627
Engineering	322,229	178,583	143,646
Street lighting	827,463	560,580	266,883
Blight control	93,854	62,363	31,491
	<u>1,739,029</u>	<u>1,154,749</u>	<u>584,280</u>
Senior citizens:			
Discounts for senior citizens	3,000	1,476	1,524
Senior citizens transportation	11,531	8,863	2,668
	<u>14,531</u>	<u>10,339</u>	<u>4,192</u>

City of Port Huron
Statement of Revenue, Expenditures, and Changes in Fund Balance
General Fund
For the nine months ended March 31, 2012

Exhibit B

	Budget	Actual	Actual (Over) or Under
Recreation, parks and culture:			
Parks and forestry	\$ 988,042	\$ 651,731	\$ 336,311
Boat launch ramps	62,198	7,477	54,721
Recreation	460,249	313,296	146,953
Rockin the rivers	42,605	38,385	4,220
20th and Court pool	71,149	33,576	37,573
Sanborn pool	107,550	68,503	39,047
Lighthouse park	2,684	1,038	1,646
Lakeside park	11,698	4,785	6,913
Palmer park recreation center	122,555	89,119	33,436
Lightship		1,773	(1,773)
McMorran complex	250,000	150,000	100,000
Library	8,000	4,000	4,000
Museum	105,326	58,285	47,041
	2,232,056	1,421,968	810,088
Other functions:			
Planning	94,593	94,842	(249)
Blue Water Bridge economic development	100,000	16,558	83,442
Telephone service	13,024	8,083	4,941
Contingencies	40,000		40,000
Insurance, health & safety	133,650	108,188	25,462
Taxes written off	15,000		15,000
Demolitions	150,000	15,293	134,707
	546,267	242,964	303,303
	20,116,328	14,431,777	5,684,551
Public improvements	700,000	382,319	317,681
Transfers to other funds:			
Beautification fund	3,300	2,475	825
Motor vehicle fund	80,000		80,000
	83,300	2,475	80,825
	20,899,628	14,816,571	6,083,057
Excess of Revenues Over Expenditures	\$	1,097,347	\$ 1,097,347
Fund Balance at June 30, 2011		4,361,868	
Fund Balance at March 31, 2012		\$ 5,459,215	

City of Port Huron
Combining Statements of Revenues, Expenses and Changes in Retained Earnings
Enterprise Funds
For the nine months ended March 31, 2012

Exhibit C

	Marina	Senior Citizens	Parking	Wastewater	Water	Land Purchase	Total
Operating revenues:							
Charges for services	\$	\$ 1,462	\$ 44,833	\$ 5,092,108	\$ 4,237,438	\$	\$ 9,375,841
Sale of Assets					100	51,488	51,588
Rents	1,320					176,246	177,566
Total Operating Revenue	<u>1,320</u>	<u>1,462</u>	<u>44,833</u>	<u>5,092,108</u>	<u>4,237,538</u>	<u>227,734</u>	<u>9,604,995</u>
Operating expenses:							
Wastewater treatment plant				3,212,609			3,212,609
Wastewater collection systems				1,295,515			1,295,515
Marina	87,950						87,950
Water treatment plant					1,576,481		1,576,481
Water distribution system					612,034		612,034
Water office					237,911		237,911
Meter reading					398,678		398,678
Parking			60,494				60,494
Other						2,515,452	2,515,452
Total Operating Expenses	<u>87,950</u>	<u>1,462</u>	<u>60,494</u>	<u>4,508,124</u>	<u>2,825,104</u>	<u>2,515,452</u>	<u>9,997,124</u>
Operating Income (Loss)	<u>(86,630)</u>	<u>1,462</u>	<u>(15,661)</u>	<u>583,984</u>	<u>1,412,434</u>	<u>(2,287,718)</u>	<u>(392,129)</u>
Nonoperating revenues (expenses):							
Interest earned		55,643		27,536	18,249	85,396	186,824
Operating grants				723,357		651,155	1,374,512
Construction projects				(4,419,809)	(3,994,656)		(8,414,465)
Interest paid on bonds				(1,703,434)	(835,261)		(2,538,695)
Income (Loss) Before Operating Transfers	<u>(86,630)</u>	<u>55,643</u>	<u>(15,661)</u>	<u>(4,788,366)</u>	<u>(3,399,234)</u>	<u>736,551</u>	<u>(9,391,824)</u>
Operating transfers in	90,000		45,000	1,668,750	768,750		2,572,500
Net Income (Loss)	<u>3,370</u>	<u>57,105</u>	<u>29,339</u>	<u>(3,119,616)</u>	<u>(2,630,484)</u>	<u>(1,551,167)</u>	<u>(7,211,453)</u>
Retained earnings at June 30, 2011	<u>1,573,467</u>	<u>4,529,675</u>	<u>965,787</u>	<u>59,648,723</u>	<u>21,606,204</u>	<u>8,504,788</u>	<u>96,828,644</u>
RETAINED EARNINGS AT MARCH 31, 2012	<u>\$ 1,576,837</u>	<u>\$ 4,586,780</u>	<u>\$ 995,126</u>	<u>\$ 56,529,107</u>	<u>\$ 18,975,720</u>	<u>\$ 6,953,621</u>	<u>\$ 89,617,191</u>

City of Port Huron
 Combined Statements of Revenue, Expenditures and Changes in Fund Balance
 All Other Funds
 For the nine months ended March 31, 2012

Exhibit D

	<u>Special Revenue Funds</u>	<u>Internal Service Funds</u>	<u>Trust and Agency Funds</u>	<u>Total</u>
Revenues:				
Taxes	\$ 6,861,605	\$	\$	\$ 6,861,605
Grants	2,846,425			2,846,425
Interest earned		88,767		88,767
Charges for services	920,475	7,861,803	48,855	8,831,133
Rents and royalties		1,171,806		1,171,806
Trust investment income			152,159	152,159
Sale of Assets		16,702	(521)	16,181
Other revenue	41,099	144		41,243
	<u>10,669,604</u>	<u>9,139,222</u>	<u>200,493</u>	<u>20,009,319</u>
Expenditures:				
Public works	3,643,173	1,250,833		4,894,006
Other functions	1,179,686	7,759,800		8,939,486
Capital outlay	4,064,494	159,093	700	4,224,287
Interest paid		18,594		18,594
	<u>8,887,353</u>	<u>9,188,320</u>	<u>700</u>	<u>18,076,373</u>
Revenues over (under) Expenditures	1,782,251	(49,098)	199,793	1,932,946
Fund Balance at June 30, 2011	<u>6,791,361</u>	<u>9,823,956</u>	<u>14,141,981</u>	<u>30,757,298</u>
FUND BALANCE AT MARCH 31, 2012	<u>\$ 8,573,612</u>	<u>\$ 9,774,858</u>	<u>\$ 14,341,774</u>	<u>\$ 32,690,244</u>

**CITY OF PORT HURON
INVESTMENT REPORT
FOR THE NINE MONTHS ENDED MARCH 31, 2012**

Exhibit E

<u>Certificates of Deposit</u>		<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Term of C.D.</u>	<u>Interest Rate</u>	<u>Current Amount</u>
City of Port Huron	E & A CU	05/20/2009	05/20/2012	3 years	2.31%	\$1,066,843.02
City of Port Huron	E & A CU	05/20/2009	05/20/2013	4 years	2.47%	1,071,563.38
City of Port Huron	E. Mich. Bank	05/27/2009	05/27/2012	3 years	2.90%	1,500,000.00
City of Port Huron	E. Mich. Bank	05/27/2009	05/27/2013	4 years	3.05%	2,000,000.00
City of Port Huron - Land Purch.	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	1,500,000.00
City of Port Huron - Land Purch.	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	1,500,000.00
City of Port Huron - Grandview	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	1,000,000.00
City of Port Huron - Grandview	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	1,000,000.00
City of Port Huron - Fr. Benefits	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	1,500,000.00
City of Port Huron - Fr. Benefits	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	1,500,000.00
City of Port Huron - Retainage	Chase Bank	03/13/2012	04/10/2012	28 days	0.10%	660,845.10

Total Certificates of Deposit \$14,299,251.50

NOTE - Interest earned on the Retainage CD is payable to various contractors engaged by the City and is not recorded as interest income in the City's accounting records.

<u>Money Market Accounts</u>	<u>Interest Rate</u>	<u>Interest Earned</u>	<u>Balance March 31, 2012</u>
Chase Bank	0.22%	\$16,597.02	\$26,455,259.10
Talmer Bank	0.18%	2,339.22	1,730,182.11
E & A CU	0.39%	3,061.34	3,088,760.35
Eastern Michigan Bank	0.20%	917.58	1,857,159.34
Total Money Market Accounts		<u>\$22,915.16</u>	<u>\$33,131,360.90</u>

<u>Government Pooled Accounts</u>	<u>Interest Rate</u>	<u>Interest Earned</u>	<u>Balance March 31, 2012</u>
Chase Bank	0.05%	\$24.89	\$0.00

<u>Demand Deposit (Checking) Accounts</u>	<u>Balance March 31, 2012</u>
Talmer Bank General Receipts & Expenditures	\$5,000.00
Bank of America Government Grant Receipts	21,400.10
Chase Bank Water, Wastewater & Parking Collection	358,998.96
Talmer Bank Payroll	176,444.58
Chase Bank MERS Payment Account	750,000.00
Net Effect of Various Reconciling Items (Deposits in Transit, Outstanding Checks, etc.)	<u>(923,839.42)</u>
Total Demand Deposit (Checking) Accounts	<u><u>\$388,004.22</u></u>

NOTE - The City has agreements in place with the various banks above to automatically transfer funds from its interest bearing accounts to its demand deposit accounts each day as checks are presented.

<u>Other Cash Items</u>	<u>Balance March 31, 2012</u>
Cash on Deposit with MMRMA - Self Insured Retention	\$622,192.82
Cash on Deposit with the Citizen's Insurance - Worker's Comp	13,000.00
Cash on Deposit with JFP Benefit Management - Flexible Savings Plan	5,000.00
Cash on Deposit - Downtown Port Huron (former MainStreet accounts)	71,069.21
Cash on Deposit - Blue Water Festival	0.00
Cash on Deposit with Wells Fargo Advisors (Cemetery Perpetual Care Fund)	104.35
Petty Cash Funds	3,930.00
Total Other Cash Items	<u><u>\$715,296.38</u></u>

Equity in treasurer's funds \$48,533,913.00

**CITY OF PORT HURON
INVESTMENT REPORT
FOR THE NINE MONTHS ENDED MARCH 31, 2012**

Exhibit F

Interest Earnings During Quarter

<u>Certificates of Deposit</u>		<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Term of C.D.</u>	<u>Interest Rate</u>	<u>Interest Earned</u>	
						<u>Current Quarter</u>	<u>Year to Date</u>
City of Port Huron	E & A CU	05/20/2009	05/20/2012	3 years	2.31%	6,051.99	18,118.68
City of Port Huron	E & A CU	05/20/2009	05/20/2013	4 years	2.47%	6,492.28	19,429.26
City of Port Huron	E. Mich. Bank	05/27/2009	05/27/2012	3 years	2.90%	10,850.96	32,552.88
City of Port Huron	E. Mich. Bank	05/27/2009	05/27/2013	4 years	3.05%	15,224.11	45,672.33
City of Port Huron - Land Purch.	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	9,685.89	29,696.29
City of Port Huron - Land Purch.	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	14,884.11	45,633.71
City of Port Huron - Grandview	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	6,457.26	19,797.54
City of Port Huron - Grandview	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	9,922.74	30,422.46
City of Port Huron - Fr. Benefits	Chase Bank	06/26/2009	06/26/2012	3 years	2.63%	9,685.89	29,696.29
City of Port Huron - Fr. Benefits	Chase Bank	06/26/2009	06/26/2014	5 years	4.04%	14,884.11	45,633.71
Total CD Interest Earnings						<u>\$104,139.34</u>	<u>\$316,653.15</u>

SUMMARY INTEREST EARNINGS FOR NINE MONTHS ENDED MARCH 31, 2012

	<u>Current Quarter</u>	<u>Year to Date</u>
Interest on Certificates of Deposit	\$104,139.34	\$316,653.15
Interest on Money Market Accounts	22,915.16	93,743.41
Interest on Government Pooled Accounts	24.89	83.38
Interest earned on SMW Land Contract	1,162.96	6,901.49
Interest accrued in current year - Paid in following year		0.00
Interest received in current year - Accrued in prior year		(10,996.02)
Interest on Demand Deposit Accounts and Other - net of fees	(58.65)	(87.41)
Total Interest Earned for Quarter	<u>\$128,183.70</u>	<u>\$406,298.00</u>

BENCHMARK INTEREST RATES

	<u>December 31, 2011</u>	<u>March 31, 2012</u>
90 Day Treasury Bills	0.02%	0.08%

Source: Federal Reserve

FROM THE CITY MANAGER:

On May 7, 2012, the City of Port Huron received three (3) bids for the resurfacing of the Sanborn Tennis Courts:

Arnt Asphalt Sealing Inc. (Benton Harbor, MI) \$21,700.00
The CourtSmiths (Toledo, OH)\$25,985.00
Goddard Coatings Sport Surfaces (Lake Orion, MI) \$33,900.00

It is recommended that the bid of Arnt Asphalt Sealing Inc., 1240 South Crystal Avenue, Benton Harbor, Michigan 49022, in the amount of Twenty-One Thousand Seven Hundred and 00/100 Dollars (\$21,700.00) be accepted and that the appropriate City officials be authorized to execute the necessary documents.

Councilmember _____ moved that the City Manager's recommendation be adopted/rejected.

Councilmember _____ offered and moved the adoption of the following resolution:

BE IT RESOLVED that the Finance Director is hereby authorized to pay the attached payments. (See City Clerk File #12-01)

ADOPTED/REJECTED

Itemization of Payments - Council Meeting of May 14, 2012

No.	Vendor	Acct #	Job #	Amount	Payment #	Job Description
1 -1	Testing Engineers & Consultants	205-489-818-01	D05-0080	\$ 775.00	12	Professional Testing Services
1 -2	Tetra Tech MPS	590-981-801-01	D11-0010	\$ 10,402.50	5	CSO Planning
		590-981-801-01	D11-0010	\$ 1,715.00	5	C. M. O. M.
		205-515-801-01	D01-0030	\$ 3,300.00	5	Nern Street I/I Investigation
			TOTAL	\$ 15,417.50		
1 -3	Michigan Pipe Inspection, Inc.	590-981-818-03	D09-0030	\$ 1,360.00	39	Sewer Cleaning
1 -4	BMJ Engineers & Surveyors Inc.	540-269-818-00	G12-0200	\$ 3,218.75	44	Roof Replacement @ 2656 24th Street -ALD
1 -5	Davis Construction, Inc.	590-985-967-11	P11-0040	\$ 138,124.25	5	WWTP Thickener Tank Improvements
1 -6	Tetra Tech MPS	590-980-982-00	P11-0040	\$ 5,505.00	14	WWTP - Thickener Tank Improvements
1 -7	Pamar Enterprises, Inc.	205-489-967-11	D05-0080	\$ 190,720.52	13	21st Street Area Phase II Sewer Separation, Water main Replacement & Street Paving
1 -8	BMJ Engineers & Surveyors Inc.	205-489-967-04	D05-0080	\$ 20,435.00	15	21st Street Area Phase II Sewer Separation, Water main Replacement & Street Paving
1 -9	Malcolm Marine, Inc.	540-278-967-11	A11-0020	\$ 14,034.86	8	Riverbank Restoration - Lincoln Avenue Site
1 -10	Tetra Tech MPS	540-275-967-04	A11-0020	\$ 21,897.50	10	St. Clair Riverbank Restoration - Lincoln Avenue Site
1 -11	Malcolm Marine, Inc.	521-723-936-00	P11-0070	\$ 23,405.00	1	Marina Maintenance Dredging 2011-2015
1 -12	Tetra Tech MPS	521-723-801-00	P11-0050	\$ 7,385.00	7	Marina Maintenance Dredging 2011-2015
1 -13	Process Piping & Equipment, Inc.	590-985-967-11	P11-0030	\$ 158,435.17	7	WWTP System Improvements - Aeration Blower & Control Improvements - Phase III

Itemization of Payments - Council Meeting of May 14, 2012

No.	Vendor	Acct #	Job #	Amount	Payment #	Job Description
1 -14	Tetra Tech MPS	590-980-982-01	P12-0020	\$ 975.00	2	Wastewater Treatment Plant Clarifier #3 Drive Replacement
1 -15	S. A. Torello, Inc.	287-895-818-00	P11-0060	\$ 7,060.08	2	2011-13 Maintenance Dredging
1 -16	McKenzie Concrete, Inc.	590-981-936-01	F12-0010	\$ 5,919.50	1	Wastewater Collection
		595-962-936-00	F12-0010	\$ 683.50	1	Water Distribution
		203-451-967-01	F12-0010	\$ 5,259.30	1	Local Systems
		202-451-967-01	F12-0010	\$ 5,259.30	1	Major Systems
			TOTAL	\$ 17,121.60		
1 -17	Quinn Evans Architects	101-726-967-04	P06-0140	\$ 1,818.48	9	Fort Gratiot Light Station Tower Restoration - Construction
1 -18	Tetra Tech MPS	205-526-967-04	D05-0030	\$ 10,005.00	29	Erie Street North Sewer Separation
1 -19	HNTB Michigan, Inc.	202-473-801-00	G01-0070	\$ 755.02	51st & final	Rehabilitation of the 7th Street Bridge
1 -20	Rowe Professional Services Co.	205-470-967-04	C07-0010	\$ 8,644.00	2	Water Street Paving
1 -21	Tetra Tech MPS	205-487-967-04	D05-0070	\$ 2,570.00	38	21st Street Area Phase I Sewer Separation
1 -22	Fishbeck, Thompson, Carr & Huber	595-961-982-00	E11-0030	\$ 321.50	9	Low Lift Service Pump Replacements at the WFP
1 -23	Tetra Tech MPS	590-980-982-02	P12-0030	\$ 3,170.00	2	WWTP - Raw Sewage Pump Replacement #3

Councilmember _____ offered and moved the adoption of the following resolution:

WHEREAS, on February 27, 2012, the City Council, after due notice and proper hearing, adopted a resolution objecting to renewal of the following on-premise Class C/SDM license for nonpayment of taxes, utility payments and/or income tax reporting/payments:

Enigma & Rum & Whisky Runnerz, 400 Quay Street, Class C/SDM
a/k/a Bar Works, Inc.
Income tax reporting/payments

WHEREAS, all payments have been made by Enigma & Rum & Whisky Runnerz (Bar Works, Inc.);

NOW, THEREFORE, BE IT RESOLVED that the Port Huron City Council hereby recommends approval of Enigma & Rum & Whisky Runnerz's (Bar Works, Inc.) Class C/SDM license for the 2012-13 licensing year; and

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to remove the City's objection by notifying the Michigan Liquor Control Commission, Licensing and Enforcement Division.

ADOPTED/REJECTED

Councilmember _____ offered and moved the adoption of the following resolution:

WHEREAS, during the 2012, 2013 and 2014 construction seasons, it will be necessary to have professional licensed surveyors and inspection service work performed on the various projects being undertaken in the City; and

WHEREAS, the City currently has one construction inspector and during the busier summer months the inspector needs the assistance of additional professional surveying and inspection services to complete the construction projects; and

WHEREAS, since 2005 the City has contracted with an outside contractor at a annual cost of approximately \$100,000 and it has been determined that it continues to be a more cost effective method to hire an outside contractor to perform the services rather than hire two additional employees to cover this work load; and

WHEREAS, requests for proposals were sent to four engineering firms and based upon their responses and evaluation of the proposals submitted, BMJ Engineers & Surveyors, Inc., is the appropriate firm to provide these services;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the agreement with BMJ Engineers & Surveyors, Inc., for professional surveying and inspection services during the 2012, 2013 and 2014 construction seasons and authorizes the appropriate City officials to execute the agreement (see City Clerk File #12-___).

ADOPTED/REJECTED

This AGREEMENT, entered into the _____ day of May, 2012, by and between the CITY OF PORT HURON, MICHIGAN, hereinafter referred to as the "CITY", and BMJ ENGINEERS & SURVEYORS, INC. hereinafter referred to as the "SURVEYOR" WITNESSETH, that whereas it is the intent of the CITY to construct the following public improvement, hereinafter called the "PROJECT":

PROFESSIONAL LAND SURVEYING AND CONSTRUCTION INSPECTION SERVICES
CITY OF PORT HURON
A11-0060

PART I - Professional Surveying and Construction Inspection Services

The CITY wishes the SURVEYOR to perform professional surveying services, construction inspection, professional consultation and advice for a fee set forth in individual letters of authorization from the CITY, as parties may subsequently agree, for an initial term commencing on the date hereof and extending for a period of three years from said date.

All services herein will be in accordance with the "Proposal for Professional Land Surveying Services" as submitted to the CITY by the SURVEYOR. Said proposal is attached hereto and is hereby made part of this contract.

NOW, THEREFORE, the CITY and the SURVEYOR, in consideration of the mutual covenants hereinafter set forth, agree as follows:

SECTION 1 -- BASIC SERVICES OF THE SURVEYOR

A. GENERAL:

1. The SURVEYOR agrees to perform professional services in connection with the PROJECT as hereinafter stated and as further described in letters of authorization and in accordance with the rates as established in the attached proposal dated March 15, 2012.
2. The SURVEYOR shall serve as the CITY'S professional representative in performance of the PROJECT, and will give consultation and advice to the CITY during the performance of his services.

B. CONSTRUCTION STAKING:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Construction Staking phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

C. DESIGN SURVEY:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Design Survey phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

D. CONTRACTOR STAKING VERIFICATION:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Contractor Staking Verification phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

E. PROPERTY SURVEY:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Property Survey phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

F. CONSTRUCTION INSPECTION AND FIELD MANAGER:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Construction Inspection and Field Manager phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

G. BENCH MARK VERIFICATION:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Bench Mark Verification phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

H. BENCH MARK REPLACEMENT:

Upon execution of the Agreement and individual letters of authorization from the CITY, the SURVEYOR will proceed with the Bench Mark Replacement phase of the PROJECT as set forth in the attached proposal dated March 15, 2012 and as further described in letters of authorization.

SECTION 2 -- ADDITIONAL SERVICES OF THE SURVEYOR

A. General:

If authorized in writing by the CITY, the SURVEYOR will furnish or obtain from others additional services of the following types which will be paid for by the CITY as indicated in Paragraph 5.B.

1. Engineering Services; boundary survey; right-of-way surveys; core borings, probings or subsurface explorations; hydrographic surveys; laboratory testing, concrete testing, asphalt testing and inspection of samples or materials; and other special consultation.
2. Additional services due to significant changes in general scope of the PROJECT or its design.
3. Investigations involving detailed consideration of operations, maintenance and overhead expenses; and the preparation of rate schedules, earnings and expense statements, appraisals and valuations.
4. Additional services in connection with the PROJECT not otherwise provided for in this agreement, subject to prior approval of the CITY.

SECTION 3 -- THE CITY'S RESPONSIBILITIES

The CITY will:

1. Provide full information as to its requirements for the PROJECT.
2. Assist the SURVEYOR by placing at his/her disposal all available information pertinent to the site of the PROJECT, including previous reports and any other data relative to design and construction of the PROJECT.
3. Provide access for the SURVEYOR to enter upon public lands as required for the SURVEYOR to perform his work under this agreement.
4. Examine all studies, reports, sketches, estimates, specifications, drawings, proposals and other documents presented by the SURVEYOR and shall render in writing decisions pertaining thereto within a reasonable time so as not to delay the work of the SURVEYOR.

5. Provide reasonable title information, deeds, legal, accounting and insurance counseling service as required for the PROJECT.
6. Designate a person to act as the CITY's representative with respect to the work to be performed under this agreement, and such person shall have complete authority to transmit instructions, receive information, interpret and define CITY's policies and decisions with respect to material, equipment elements and systems pertinent to the work covered by this agreement.
7. Give prompt notice to the SURVEYOR whenever the CITY observes or otherwise becomes aware of any defect in the PROJECT.
8. Obtain approval of all governmental authorities having jurisdiction over the PROJECT and such approvals and consents from such bodies as may be necessary for completion of the PROJECT. Permit and review fees will be the responsibility of the CITY.
9. Furnish, or direct the SURVEYOR to provide at the CITY's expense, necessary additional services as stipulated in Section 2 of this agreement, or other services as required.

SECTION 4 -- PERIOD OF SERVICE

1. Upon written authorization from the CITY, the SURVEYOR will proceed with the performance of the service called for in this agreement.
2. Unless sooner terminated as provided in Paragraph 6.A, for an initial term commencing on the date hereof and extending for a period of three years from said date, and shall thereafter be renewed for successive periods of one year each of approved by the CITY.

SECTION 5 - PAYMENTS TO THE SURVEYOR

A. Payments for Basic Services of the SURVEYOR under Section 1:

1. The CITY will pay the SURVEYOR for services performed by personnel assigned to the regularly established office of the SURVEYOR based on the SURVEYOR's billing rates as set forth in the attached proposal dated March 15, 2012.
2. The billing rates in the attached proposal are for the 2012 calendar year only. On January 1 of each year thereafter these rates may increase by no more than 3% per year.
3. The fee as defined above shall be paid monthly.

B. Payment for Additional Services of the SURVEYOR under Section 2:

1. The CITY will pay the SURVEYOR for basic services performed by personnel assigned to the regularly established office of the SURVEYOR based on the SURVEYOR's billing rates as set forth in the attached proposal dated March 15, 2012.
2. The billing rates in the attached proposal are for the 2012 calendar year only. On January 1 of each year thereafter these rates may increase by no more than 3% per year.
3. The CITY will pay the SURVEYOR for additional services performed in connection with administering subcontracts for services of the types provided in Section 2.A on the basis of the actual cost of those services times a factor of 1.10 to provide for applicable general overhead and profit..
4. Payments for additional services pursuant to mutual written agreement between the CITY and the SURVEYOR shall be made upon presentation of the SURVEYOR's detailed statement. No other additional services shall be compensable.

C. General:

1. The SURVEYOR's billing rate schedule, as set forth in the attached proposal dated March 12, 2012, includes the cost of salaries and wages, fringe benefits, direct and indirect expenses and profit, transportation costs, and telephone charges are included in the SURVEYOR's billing rate schedule and will not be charged separately.
2. If this agreement is terminated upon completion of any phase of the SURVEYOR's services, the progress payments to be made in accordance with Section 5.A. and 5.B. on account of all prior phases shall constitute total payment for services rendered; if terminated during any phase of the work not due to any fault of the SURVEYOR, the SURVEYOR shall be paid for services performed during such phase completed prior to termination.
3. If prior to termination of this agreement, any work designed or specified by the SURVEYOR during any phase of the work is suspended in whole or in part or abandoned not due to any fault of the SURVEYOR, after written notice from the CITY, the SURVEYOR shall be paid for services performed on account of it prior to receipt of such notice from the CITY as provided in Section 5.C.3 for termination during any phase of the work.

SECTION 6 -- GENERAL CONSIDERATIONS

A. Termination:

1. This agreement may be terminated by mutual written consent of the parties hereto.

2. This agreement may also be terminated by the City for any reason upon fourteen (14) days written notice. If this agreement is so terminated, the SURVEYOR shall be paid as provided in Paragraph 5.C.

B. Ownership:

All documents, except original drawings, but including estimates, specifications, field notes and data are and remain the property of the SURVEYOR as instruments of service. The CITY shall be provided a set of reproducible mylar drawings and copies of other record documents. .

C. Insurance - Save Harmless:

The SURVEYOR shall secure and maintain such insurance as will protect the SURVEYOR and the CITY from claims under the Workmen's Compensation Acts and from claims for bodily injury, death or property damage which may arise due to his negligence in the performance of services under this agreement. The SURVEYOR shall hold the CITY harmless from any damages that result from the SURVEYOR's negligent acts, errors or omissions related to services performed during the PROJECT.

D. Successors and Assigns:

The CITY and the SURVEYOR each binds himself and his partners, successors, executors, administrators and assigns to the other party of this agreement and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this agreement; except as above, neither the CITY nor the SURVEYOR shall assign, sublet or transfer his interest in this agreement without the written consent of the other. Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of any public body which may be a party hereto.

E. Independent Contractor:

It is understood and agreed that the SURVEYOR is an independent contractor, responsible to the CITY for the results of this undertaking by him and is not an employee or agent of the CITY.

F. Compliance with City Charter:

SURVEYOR agrees to the terms and shall be responsible to comply with, and cause to be complied with Sections 2-6, 10-5 and 10-6 of Chapters 2 and 10 of the Charter of the City of Port Huron, Michigan, accepted January 1, 2011, and to notify the City immediately of any contemplated or known violation thereof, or exception relating thereto.

G. Non-Discrimination:

The SURVEYOR and/or any sub-contractors shall not discriminate against any employee or applicant for employment, to be employed in the performance of this agreement with respect to his hire, tenure, terms, conditions or privileges of employment, or any matter directly or indirectly related to employment because of his race, color, religion, national origin or ancestry.

The SURVEYOR and/or any sub-contractors shall not discriminate against any employee or applicant for employment, to be employed in the performance of this agreement, with respect to his hire, tenure, terms, conditions or privileges of employment, because of his age or sex, except where based on a bona fide occupational qualification.

H. Electronic Records:

Electronic records furnished by the SURVEYOR shall be in a format compatible with the CITY's electronic media. The CITY shall confirm the proper operation of electronic records furnished by the SURVEYOR and give prompt notice if any operational or technical deficiencies exist.

SECTION 7 -- SPECIAL PROVISIONS

The CITY and the SURVEYOR mutually agree that this agreement shall be subject to the following special provisions which, together with the provisions hereof and the exhibits hereto represent the entire agreement between the CITY and SURVEYOR; they may only be altered, amended or repealed by a duly executed written instrument.

None.

IN WITNESS WHEREOF, the City of Port Huron officials signing below are authorized to sign this agreement as provided for in the 2011 City Charter of the City of Port Huron, Chapter 10, Section 10-1.

CITY OF PORT HURON

APPROVED AS TO SUBSTANCE:

Bruce C. Brown, City Manager

Pauline M. Repp, Mayor

APPROVED AS TO FORM:

ATTESTED TO:

, City Attorney

Susan M. Child, City Clerk

CERTIFIED AS TO SUFFICIENCY
OF FUNDS:

John H. Ogden, Director of Finance

Dated: _____

CONSULTANT: BMJ Engineers & Surveyors, Inc.

ON _____
By: Carolyn R. Hunter
Carolyn R. Hunter

Its: President

Dated: 5-3-2012

Attachment A

ROLE OF STUDY	HOURLY RATE
Senior Project Surveyor	\$ 120
Project Surveyor	\$ 100
Crew Leader	\$ 70
Assistant Crew Leader	\$ 60
Survey Technician	\$ 65
Survey Technician	\$ 65
Senior Project Engineer	\$ 120
Project Engineer & Office Technician	\$ 90
Project Engineer	\$ 90
Engineering Technician Construction	\$ 75
Engineering Technician Construction	\$ 65
Engineering Technician Construction	\$ 75
Office Technician	\$ 75
Two (2) Person Crew	\$ 145
SUPPLIES & MATERIALS - Included in Hourly Rate	
TRANSPORTATION: - Included in Hourly Rate	
OTHER DIRECT COSTS: - Included in Hourly Rate	

Councilmember _____ offered and moved the adoption of the following resolution:

WHEREAS, a report has been submitted for costs incurred by the City of Port Huron for special trash pickup in the right-of-way; and

WHEREAS, the cost for trash pickup in the right-of-way shall be assessed to the property owner(s) pursuant to City ordinances, Sections 38-11, 40-19, and 42-17; and

WHEREAS, the attached special assessment report has been certified by the City Engineer and reviewed by the City Council;

NOW, THEREFORE, BE IT RESOLVED that the Port Huron City Council hereby confirms and declares single lot special assessments in the total amount of \$157.34 for special trash pickup in the right-of-way upon the lots and premises described in the attached special assessment report (see City Clerk File #12-___).

ADOPTED/REJECTED

SINGLE LOT ASSESSMENT REPORT

Single Lot Assessment for trash removal cleanup:

DATE	PROPERTY DESCRIPTION	PROPERTY NUMBER	OWNER OF RECORD	AMOUNT
03/23/12	1918 12 th Street	74-06-437-0010-000	Cheryse Anter	\$157.34
TOTAL				\$157.34

I hereby certify that the costs shown herein were incurred by the City of Port Huron for trash pickup, blight cleanup and said amounts are chargeable to the described property, in conformance with City ordinances, Sections 38-11, 40-19 and 42-17, single lot assessments.

Robert E. Clegg, City Engineer/Director of Public Works

Councilmember _____ offered and moved the adoption of the following resolution:

WHEREAS, a report has been submitted for costs incurred by the City of Port Huron for removal of noxious weeds or unlawful growths or blighting factors; and

WHEREAS, the costs for removing noxious weeds or unlawful growths or blighting factors shall be assessed to the property owners pursuant to Chapter 22, Sections 22-83 and 22-108, City of Port Huron Code of Ordinances; and

WHEREAS, the attached special assessment report has been certified by the Planning and Community Development Director and reviewed by the City Council in accordance with the procedures set forth in Chapter 40, Section 40-19, City of Port Huron Code of Ordinances;

NOW, THEREFORE, BE IT RESOLVED that the Port Huron City Council hereby confirms and declares single lot assessments totaling \$210.00 upon the lots and premises described in the attached special assessment report for the cost of removing noxious weeds or unlawful growths or blighting factors (see City Clerk File #12-___)

ADOPTED/REJECTED

SINGLE LOT ASSESSMENT REPORT

Single Lot Assessment for removal of noxious weeds or unlawful growth or blighting factors for property located at:

INVOICE #	PROPERTY DESCRIPTION	PROPERTY NUMBER	OWNER OF RECORD	AMOUNT
5498	2635 Tenth Avenue	74-06-514-0039-000	Duckworth, Robert/Kathleen	\$ 210.00
TOTAL				\$ 210.00

I hereby certify that the costs shown herein were incurred by the City of Port Huron for removal of noxious weeds or unlawful growths or blighting factors and said amounts are chargeable to the described property in conformance with Chapter 40, Section 40-19, City of Port Huron Code of Ordinances, single lot assessments.

Kimberly A. Harmer
Planning/Community Development Director