

**CITY OF IRON RIVER
REGULAR MEETING
AMENDED**

Wednesday, August 19, 2015

6 PM

Minutes

Mayor Terry Tarsi called the meeting to order at 6 p.m., at the West Iron County Volunteer Fire Hall. The Pledge of Allegiance was recited.

Roll Call: Daniel Baumgartner, Rick Commenator, Jere Fritsche, Edward Marcell and Tarsi.

Absent: None.

Also present: Attorney Mark Tousignant and Interim City Manager/Clerk Rachel Andreski.

Public in attendance: Chris Piette, Stan Zukowski, Kim Busakowski, Tricia and Darren Mercier, Marilynn and Tom Peterson, Dave Sankey, Dolly and John Cimarelli, Bernie Sacheck, Nancy Carlson, Wayne Maki, Craig Richardson (GEI Consultants), Nikki Mitchell (Iron County Reporter) and Kristen Meske (Treasurer).

APPROVE AGENDA

Fritsche moved with support from Commenator to approve the agenda with the following addition:
8. Financials j) Halron Lubricants, Inc. Invoice - \$1,162. All in favor; motion carried.

APPROVE MINUTES

Baumgartner moved, Commenator seconded to accept the June 17, 2015 Amended Regular Meeting Minutes, June 25, 2015, 9 a.m. Special Meeting Minutes, June 25, 2015, 2015 2 p.m. Special Meeting Minutes, July 7, 2015 Workshop Minutes, July 15, 2015 Public Hearing Minutes and July 15, 2015 Regular Meeting Minutes as written. All in favor; motion carried.

PUBLIC COMMENT

Chris Piette questioned what and when is something going to be done with Blossom Street. Tarsi has driven that street and many other streets that need to be repaired many times but it all comes down to finances.

Marilynn Peterson stated that the City doesn't have a lot of money because the City hasn't been abiding by the law when it comes to certain expenditures and requests for private nonprofit corporations. She also requested the interviews for City Manager not be held in executive session.

Paul VanMinsel commented that he received an answer to his FOIA request approximately four (4) months after his appeal for the denial of the request from the previous City Manager from Interim City Manager Andreski. He feels it is sad that the Council let the request go on so long without response. He thanked Andreski for completing the request.

Dave Sankey thanked the Council for holding an evening meeting. He questioned what is happening with the damaged flower planters on Washington Avenue that are being hit. Tarsi

commented a meeting was recently held with Andreski, Tousignant and himself regarding this issue and the City is working on two separate incidents and seeking reimbursement.

Darren Mercier commented that he has had two separate incidents on Blossom Street where he has sustained damage to his vehicle because of the road condition. He hopes the Council will take some kind of action to get the road replaced. He also thanked the Council for holding an evening meeting and would like to see them permanently moved to the evening.

Nancy Carlson questioned the ditching on Blossom and Coolidge. Tarsi stated he and Andreski will take a ride in the morning to take a look.

Wayne Maki asked what the City's policy was on dead skunk removal on City Streets is. He stated a few months ago there was a dead skunk in the road for several days on Adams Street by the Reporter office. On August 5, 2015 at approximately 7 a.m. he noticed a dead skunk on M-189 and it was still there at 2 p.m. the next day. Andreski asked him to report it to City offices and the DPW will take care of it.

Carlson wanted to go on record and thank Andreski for taking care of the dust issue on Blossom and Coolidge.

CONSENT AGENDA

Fritsche moved; Marcell seconded; all were in favor; to accept as written the Consent Agenda which included the following:

- a) July 28, 2015 WICSA Agenda Packet
- b) June 16, 2015 Iron River Housing Commission Public Hearing Minutes
- c) June 16, 2015 Iron River Housing Commission Regular Meeting Minutes

REPORTS

Manager's Report: Andreski updated the Council that Ruostala Construction will be on site to perform the warranty work on Genesee Street on September 21, 2015. Dave Sperry, Loss Control Consultant for the MML, came and did an inspection at the DPW and Police Department. There were two suggestions with the DPW and one within the Police Department and Sheltrow and Frizzo both have addressed the issues.

Progress is being made at City Hall from the water damage. Asbestos was found in the floor tiles and subfloor in the Council Chambers and well as mold in the firing strips in the ceiling. The mold is contained and will be abated as part of the asbestos removal process.

Tarsi, on behalf of the City, wanted to thank Andreski and Meske for the fantastic job they are doing for the City and should be commended for their efforts. Marcell moved to accept the Manager's Report with support from Commenator. All in favor; motion carried.

DPW Director's Report: Commenator moved to accept the DPW Director's Report. Fritsche seconded. All were in favor; motion carried.

IRPD Chief's Report: Commenator moved, Baumgartner seconded to accept the IRPD Chief's Report. All in favor; motion carried.

Attorney: Tousignant gave a verbal of his report. He noted that a new structure has been added to the blight violation list, which is the former Wardo's building owned by MAPCO. Andreski sent a letter to the owners of MAPCO and received no response by the deadline. A complaint has been filed. Commenator moved to accept the Attorney Report. Fritsche supported. All in favor; motion carried.

FINANCIALS

June 2015 Financials: Commenator moved, with support from Marcell to accept the June 2015 Financials.

Roll Call: Ayes – 5: Baumgartner, Fritsche, Marcell, Commenator, and Tarsi. Nays – 0. Motion carried.

June 2015 Check Register/Revenue Expenditure Report:

Commenator moved to accept the June 2015 Check Register. Marcell seconded.

Roll Call: Ayes – 5: Baumgartner, Fritsche, Marcell, Commenator, and Tarsi. Nays – 0. Motion carried.

July 2015 Financials:

Commenator moved, with support from Marcell to accept the July 2015 Financials.

Roll Call: Ayes – 5: Baumgartner, Fritsche, Marcell, Commenator, and Tarsi. Nays – 0. Motion carried.

July 2015 Check Register/Revenue Expenditure Report:

Commenator moved to accept the July 2015 Check Register. Marcell seconded.

Roll Call: Ayes – 5: Baumgartner, Fritsche, Marcell, Commenator, and Tarsi. Nays – 0. Motion carried.

Tyler Technologies, Inc. Invoice: Commenator moved to approve Tyler Technologies, Inc.'s Invoice in the amount of \$5,254.63 for yearly maintenance fee and support on the FundBalance Software. Baumgartner seconded.

Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

Mika Meyers, PLC Invoice: Commenator moved to approve Mika Meyers, PLC invoice in the amount of \$4,575.50 for preparation of retiree arbitration and travel expenses. Fritsche seconded.

Roll Call: Ayes – 5: Baumgartner, Marcell, Fritsche, Commenator and Tarsi. Nays – 0. Motion carried.

Paul E. Glendon Invoice: Andreski noted this was half of the total bill as the DPW union pays for the other half. Fritsche moved with support from Commenator to pay Arbitrator Paul E. Glendon's invoice in the amount of \$1,089 for the Retiree Health Care Grievance.

Roll Call: Ayes – 5: Baumgartner, Marcell, Fritsche, Commenator and Tarsi. Nays – 0. Motion carried.

Pitlik & Wick, Inc. Invoice: Commenator moved, Baumgartner seconded pay Pitlik & Wick, Inc's Invoice in the amount of \$3,035.20 for 37.94 tons of delivered coldpatch.
Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

Tousignant's Invoice: Commenator moved with support from Fritsche to pay Tousignant's Invoice in the amount of \$5,348.75 for attorney's fees through July 31, 2015.
Roll Call: Ayes – 5: Baumgartner, Marcell, Fritsche, Commenator, and Tarsi. Nays – 0. Motion carried.

Halron Lubricants, Inc. Invoice: Commenator moved to pay Halron Lubricants, Inc.'s invoice for bulk hydraulic oil in the amount of \$1,162. Baumgartner supported.
Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator, and Tarsi. Nays – 0. Motion carried.

UNFINISHED BUSINESS

Bachman Park Building Improvements Bids: Craig Richardson of GEI Consultants noted two bids were received for the Bachman Park Building Improvements Project. J.H. Zawada Supply and Lumber Company (\$48,250) and F.A. Industrial Services Inc. (\$58,000). Engineer's estimate was \$52,000. The Recreation Committee met and reviewed the bids and recommends that both Alternate Deduct 1 (Steel Doors) and Alternate Add 1 (Restroom Partitions) be selected and award the bid to J.H. Zawada. Commenator moved, with support from Baumgartner, to award the bid to J.H. Zawada in the amount of \$48,250 and approve Change Order No. 1 selecting Alternate Deduct 1 (\$-10,000) and Alternate Add 1 (\$4,000) resulting in a revised contract amount of \$42,250.
Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

Tarsi added that also discussed at the Recreation Meeting was the drainage issue at Nanaimo Park. Tunnel Vision was on site to check the pipes and they need to be replaced. There is always standing water in the parking area and some areas the grass cannot be cut. Commenator moved to have GEI design and bid the project, with Baumgartner supporting. All in favor; motion carried.

City Hall Roof Replacement Project: Richardson reported that three bids were received and Lake States Roofing was the low bidder with a bid of \$59,500. The Engineer's estimate was \$45,000. Commenator moved to award the bid to Lake State Roofing in the amount of \$59,500. Baumgartner supported.
Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

Demolition of City Owned Houses: Andreski reported to the Council that the abatement of asbestos was completed and air clearances came back favorable at 1006 Minckler Street and the next step would be to advertise. Richardson of GEI Consultants supplied a complimentary bid package for the demolition of both houses bid as one project. It was discussed at the last meeting the Windsor Center may want to add their house they would like demolished to our project to perhaps receive more competitive bids. Commenator stated that at this time they are not ready to continue. Commenator moved, Marcell seconded, to move forward with the advertising of bids. All in favor; motion carried.

Windsor Board/Joint Public Building Restoration Administrative Board: Commenator is the City's representative on the Windsor Board/Joint Public Building Restoration Administrative Board and at their last meeting, Commenator reported that Roy Polich, representing the Board, wanted a vote to remove Section 19 (3) from the original agreement establishing the Windsor Board. Section 19 (3) states All assets gifted by any member shall be returned to such member. This specifically includes (but is not limited to) the real estate and any fixtures attached to any public building deeded to the Authority for the purpose of restoration. On a 4 to 1 vote, the Board removed Section 19 (3) from the agreement. There is a pending sale of a vacant lot on Cayuga Street, and the School Board felt that "all gifted assets" could not be returned to the school if the Windsor Board terminated operation. Without removal of this Section, the School Board felt they would be entitled to share in the proceeds of the sale of the lot. Commenator moved to wait until the City is officially contacted by the School for removal of this Section. Fritsche seconded. All in favor; Motion carried.

SAW Grant Amendment/Flow Monitoring Proposal – GEI Consultants: Richardson from GEI Consultants provided a proposal for Sanitary Sewer Flow Metering and Report, which could be paid for under the SAW Grant. Andreski recommends moving forward with the proposal as valuable information will be obtained as well as help assess the overall condition of the sanitary sewer system. A meter will be installed where Iron River Township's flow enters the City's interceptor, the second meter will be installed in the West Iron County Sewer Authority's interceptor immediately downstream from the last sewer connection from the City of Iron River. This will allow for subtracting Iron River Township's flow from the total so the amount of wastewater coming from just the City can be calculated. Baumgartner moved, with Fritsche supporting, to approve GEI Consultants proposal for a not-to-exceed fee of \$16,250 by amending the SAW Grant project Scope of Services.

Roll Call: Ayes – 5: Commenator, Marcell, Fritsche, Baumgartner, ~~Commenator~~ and Tarsi. Nays – 0. Motion carried.

Used Truck Sale – Bids: Andreski explained that last fall, the City placed two pickup trucks on bids. Both bids were rejected. Andreski advertised the 1999 Dodge Ram and 1986 Chevrolet with Boss V plow with a minimum bid of \$1,000 each. Two bids were received for the 1986 Chevrolet. Tate Polich bid \$2,100 and Tru Recycling bid \$1,200. One bid was received from Tru Recycling for the 1999 Dodge for \$1,200. Tarsi moved to award the 1986 Chevrolet Truck bid to Tate Polich for \$2,100. Commenator supported. All in favor; Motion carried.

Fritche moved to award Tru Recycling the bid of \$1,200 for the 1999 Dodge Ram truck. Commenator seconded. All in favor; Motion carried.

NEA Paving Proposal – 3rd Avenue: Andreski obtained a proposal from Northeast Asphalt, Inc. (NEA) for paving on 3rd Avenue by the Apple Blossom Apartments. When the Wolverine Group was doing construction, the road suffered damage and Andreski requested they pay 50% of the cost for the repairs. Commenator moved, with support from Baumgartner, to award the proposal (Items 1 and 2) of \$5,500 to NEA with the City's share of \$2,750 for paving of 3rd Avenue.

Roll Call: Ayes – 5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

City Manager Search – Next Steps: Andreski updated the Council that as of the meeting date, three resumes have been received. Because the due date fell on a Sunday, it was decided to move

the deadline to September 1, 2015. Councilmembers will check their schedules and get back with Andreski to set a date and time for a Special Meeting to review the resumes.

NEW BUSINESS

Addition of Second Public Comment on Agenda: A member of the Council requested a second public comment at the end of the meeting to allow the public to comment on items discussed at this meeting. Marcell moved with support from Baumgartner to not have a second Public Comment placed on the agenda.

Roll Call: Ayes – 3: Baumgartner, Marcell, and Tarsi. Nays – 2: Commenator and Fritsche. Motion carried.

St. John's Episcopal Church Sidewalk Request: A request was received from St. John's Episcopal Church to replace their Sidewalk. Per the Ordinance, the Council must approve the request. Commenator moved to allow St. John's Episcopal Church to replace their sidewalk at their expense following MDOT Standard Specifications. Marcell supported.

Roll Call: Ayes – 4: Baumgartner, Marcell, Commenator and Tarsi. Nays – 0. Abstain – 1: Fritsche. Motion carried.

West Iron District Library: Tunnel Vision currently televised the section of sanitary sewer running under the City's parking lot between 3rd and 2nd Avenue (behind library). Richardson reviewed the footage and has recommended to the Library that they do not proceed with their project as there is crack in the sanitary sewer main. At this time, the condition of the main does not warrant immediate replacement, however, in order for the Library to continue with their project, Richardson contacted Insituform Technologies who perform sewer pipe lining and obtained a quote of \$13-\$14,000. Andreski contacted Barb Bartell from the library and requested their board pay for 50% of the cost for the lining and they agreed. Baumgartner moved to enter into an agreement with Insituform and share the cost with the WIDL at 50% up to \$14,000. Fritsche seconded.

Roll Call: Ayes -5: Commenator, Marcell, Fritsche, Baumgartner and Tarsi. Nays – 0. Motion carried.

First Lutheran Church Sponsorship: Commenator moved to decline monetary participation in the 125th anniversary of the First Lutheran Church. Marcell supported. All in favor; Motion carried.

Iron County Lakes and Streams Partnership: Tarsi moved to decline participation in the Iron County Lakes and Streams Partnership. Marcell seconded.

Roll Call: Ayes – 3 (5) : Commenator, Marcell, and Tarsi. Nays – 2: Baumgartner and Fritsche. Motion carried.

Iron County Housing Commission Director Resignation: Andreski explained that George Brunswick tendered his resignation as Director of the Iron County Housing Commission. Fritsche moved with support from Commenator to accept Brunswick's letter of resignation and advertise the position. All in favor; Motion carried.

Economic Development Administration Annual Projects Survey: WUPPDR notified the City that an annual survey is being conducted by the EDA. If the City completes the survey, we could be eligible for funding. Inventory forms are due Monday, August 31, 2015. Richardson suggested

each Council Member compile a list for each respective district that could be used. Andreski and Richardson will compile the list and turn it in if Council Members choose to participate.

Carey Contracting Proposal – City Hall Repairs: A proposal was obtained from Carey Contracting to perform Phase 2 of the water damage. This is known as the “build-out” phase which is the construction phase. Carey Contracting is co-owner of Service Master who is performing Phase 1. By hiring Carey Contracting, it would be a seamless transition from Phase 1 to Phase 2. Andreski has spoken with some local licensed contractors and those she spoke to were too busy. If the Council chooses, a bid package can be put together and advertising could be done. Commenator moved to enter into an agreement with Carey Contracting on a time and materials basis to perform Phase 2 of City Hall repairs. Baumgartner supported. Tarsi questioned if someone will be overseeing the repairs. Andreski has spoken with Mark Tweedie, independent insurance adjuster for the MML, and he will be monitoring the progress and workmanship of the project on behalf of the MML.

Roll Call: Ayes -5: Fritsche, Marcell, Baumgartner, Commenator and Tarsi. Nays – 0. Motion carried.

Council Member Comments: Baumgartner noted that Sheltrou had a proposal in his Superintendent’s Report. With the recent sale of the two pick-up trucks, Baumgartner moved to use the money from the truck sale to pay for materials for the salt shed roof. Commenator supported. All in favor; Motion carried.

Adjournment: Fritsche moved to adjourn at 7:52 p.m. Marcell seconded. All in favor; motion carried.



Rachel Andreski, Interim City Manager/Clerk