

**CITY OF IRON RIVER
REGULAR MEETING
Wednesday, October 21, 2015
2 PM
Minutes**

Mayor Terry Tarsi called the meeting to order at 2 p.m., in the Alfred Perlongo Meeting Room at the West Iron County Fire Hall. The Pledge of Allegiance was recited.

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

Absent: None.

Also present: Interim City Manager/Clerk Rachel Andreski.

Public in attendance: Marilynn and Tom Peterson, John Hull, Pam and Leonard Bociek, Roger Zanon, Jon Wierda, Tricia Mercier, Chris Piette, Julie LaMay, Paul VanMinsel, Dave Perry, Nancy Carlson, David Thayer, Craig Richardson (GEI Consultants, Ltd.) and Jerry DeRoche (Iron County Reporter).

APPROVE AGENDA

Commenator moved, with support from Baumgartner, to approve the Agenda with the following addition: 10. New Business h) U.P. Rodeo Charitable Gaming Resolution, remove 9. Unfinished Business c) Dig Grant Genesee Street – Final Pay Request, and add Bachman Park Building Improvements Pay Request No. 1 in its place. All in favor; motion carried.

APPROVE MINUTES

Marcell moved, Baumgartner seconded, to accept the August 19, 2015 Regular Meeting Minutes with the following changes: Page 5 of 7, SAW Grant Amendment/Flow Monitoring Proposal – GEI Consultants: Roll Call: remove second Commenator, and Page 6 of 7 Iron County Lakes and Streams Partnership: Roll Call: Ayes – 5 should be 3, September 15, 2015 Regular Meeting Minutes, September 17, 2015 and September 18, 2015 10 a.m. and 2 p.m. Special Meeting Minutes as written. All in favor; motion carried.

PUBLIC COMMENT

Marilynn Peterson provided two handouts in regard to holiday gift certificates quoting Attorney Mark Tousignant that it is illegal. Peterson went on record to say that gift cards were given to City Employees last year and she hopes that it won't happen again this year.

Paul VanMinsel read an excerpt from the MML about unlawful municipal expenditures and City of Iron River Minutes and DDA Minutes of items, in his opinion, are unlawful. Tarsi went on record to state that the City of Iron River is a "Home Rule City" and read Section 117.4k from the Home Rule City Act that states "Each city in its charter may provide for the appropriation and allocation of public funds to a public or private nonprofit institution engaged within the city in the provision of civic, artistic and cultural activities, including but not limited to music, theater, dance, visual arts, literature and letters, architecture, architectural landscaping, and allied arts and crafts to the general public."

Nancy Carlson thanked Andreski and the Council for the progress of Coolidge and Blossom and is anxious for paving.

Leonard Bociak is frustrated with K&D's lack of fence that was supposed to be installed by July 1, 2015, after a meeting with the Zoning Board of Appeals and Planning Commission. Andreski spoke with Mr. Sankey the previous week and was informed the neighbors were going to install a fence as well, and were working out details to work together. A permit has been pulled and the fence will be installed by October 31, 2015 or will be subject to fines. Bociak is also concerned with the amount of cars that are illegally parked, and after discussions with Chief Frizzo, was directed to work with the City Manager. Tarsi stated he and the Interim Manager will talk with Chief Frizzo to see what can be done.

Dave Perry, Iron River Township resident, is concerned with a boat that is parked in the line of vision at the intersection of Franklin and River Avenue. He has experienced problems with almost having accidents with other traffic or pedestrians with the boat and trees. Tarsi stated there is an ordinance that does not allow parking on City sidewalks. Tarsi stated that after the meeting, the Interim Manager will contact Chief Frizzo to see if something can be worked out to correct the violation.

Jon Wierda asked for an update on the Krist Oil Tax Tribunal. Tarsi stated that there are none. Wierda questioned the status of the audit. Andreski stated it is currently being conducted. He further expressed concern with the unfunded liability with the employee pension fund. He would like to see the City's financials be as transparent as possible. He further expressed interest in having night meetings to allow for business personnel to attend. Andreski stated that December's Regular Meeting will be held at 6 p.m.

CONSENT AGENDA

Commenator moved; Baumgartner seconded; all were in favor; to accept as written, the Consent Agenda which included the following:

- a) September, 2015 WICSA Agenda Packet
- b) August 10, 2015 Joint Public Restoration Adm Board Meeting Minutes
- c) September 3, 2015 Joint Public Restoration Adm Board Meeting Minutes
- d) August 10, 2015 Windsor Recreation Authority Meeting Minutes
- e) September 3, 2015 Windsor Recreation Authority Meeting Minutes
- f) May through September 2015 DDA/TIF Financials

REPORTS

Manager's Report: Andreski gave a verbal of her written report. She updated the Council on the DIG Grant Project that Routsala Construction has started the sealing of the concrete which is the last item to be completed. Due to rain, the City Hall Roof Replacement Project didn't wrap up as planned, but will be completed by the end of the week. FA Industrial completed the installation of the manholes on Blossom and Harding, and today the installation of the sewer main started. A meeting was held at GEI with Craig Richardson, Rick Sheltrow and Andreski to discuss the SAW Grant with the purchase of software and a tablet which was part of the original scope of work.

Commenator moved to approve the Manager's Report. Marcell seconded. All were in favor; motion carried.

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

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

Attorney: Being that the attorney was absent, Tarsi gave a verbal account of the Attorney's Report. Commenator moved to accept the Attorney Report. Fritsche seconded. All in favor; motion carried.

FINANCIALS

September 2015 Financials: Commenator moved to accept the September 2015 Financials. Baumgartner seconded.

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

September 2015 Check Register: Commenator moved to accept the September 2015 Check Register. Fritsche seconded.

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

Compass Minerals Invoice: Marcell moved to approve payment to Compass Minerals in the amount of \$19,101.30 for winter salt. Commenator supported.

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

Otis Elevator Invoice: Baumgartner moved, Commenator seconded, to approve the service contract for maintenance and testing for Otis Elevator in the amount of \$3,145.15 for service from October 1, 2015 through September 30, 2016.

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

Tousignant's Invoice: Commenator moved, with support from Fritsche, to pay Tousignant's Invoice in the amount of \$5,075.25 for attorney's fees through September 30, 2015.

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

UNFINISHED BUSINESS

City Hall Roof Replacement Project – Pay Request No. 1 and Change Order No. 1:

Richardson stated the need for Change Order No. 1 was upon the removal of the rubber roof membrane, there were spots where water had saturated boards under the membrane. Authorization was given to replace that material along with the placement of 7/16 OSB board on the parapet wall

so the membrane could adhere. Commenator moved to approve Change Order No. 1 in the amount of \$6,147.00. Fritsche supported.

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

Richardson recommended payment in full upon final inspection and contingent upon providing the 20 year warranty certificate from the manufacturer. Commenator moved, with support from Baumgartner to approve Pay Request No. 1 in the amount of \$65,647 upon final inspection and receipt of the 20 year warranty certificate from the manufacturer.

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

Spruce Street Alley Sanitary Sewer Project – Pay Request No. 3 (Final) and Change Order No. 2 (Final): Richardson stated that Hebert Construction Company has televised the sewer and all work has been completed. The Change Order is for final balancing of contract quantities and reflects a decrease in the contract amount. Fritsche moved to approve Final Pay Request No. 3 in the amount of \$9,842.03 to Hebert Construction Company and Final Change Order No. 2 in the amount of \$-5,279.29. Commenator supported.

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

Bachman Park Building Improvements – Pay Request No. 1: Marcell moved, with support from Baumgartner, to approve Pay Request No. 1 to J.H. Zawada for work complete through October 15, 2015 in the amount of \$22,275.

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

DPW Heater Bids: Two bids were received for the removal and replacement of two natural gas vertical , power vented unit heaters explained Andreski. Len Bietila III (\$2,993) and Smed's Sales & Service (\$5,400) provided the bids. Commenator moved to award the DPW Heater Bid to Len Bietila III in the amount of \$2,993. Baumgartner seconded.

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

Resolution to Extend Main Street Program: Tarsi informed the Council that the DDA would like to continue the Main Street Program at the Associate Level. In order to continue, a resolution is required for the extension, which was approved by the DDA at their October's meeting. Commenator moved, Fritsche supported, to adopt the Resolution of Support to Extend the Associate Level Main Street Program as requested by the DDA.

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

NEW BUSINESS

Unison Site Management Proposal: Tarsi recommended the item be tabled until Attorney Tousignant can provide more information. Fritsche moved to table the Unison Site Management Proposal with Commenator supporting. All in favor; motion carried.

Grader Blade Bids: Andreski stated the yearly order for grader blades needs to be placed as inventory is running low. After advertising, two bids were received. D.A. MacPherson provided a quote in the amount of \$2,446.98 and H&L Mesabi in the amount of \$2,634.20. Baumgartner moved to award the grader blade bid to D.A. MacPherson in the amount of \$2,446.98. Marcell supported.

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

Rubber Cutting Edge Bids: Andreski advertised for rubber cutting edge bids for the pick-up truck plow blades. One bid was received. Based on conversations with Superintendent Sheltrow and Mechanic Clements, Andreski recommended the award. Commenator moved, Marcell supported, to award the rubber cutting edge bid to D.A. MacPherson in the amount of \$1,782.

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

West Iron County Yearbook Ad: Andreski received a request from the WIC Yearbook Staff Advisor. Previously, the Police Department purchased 1/8 page advertisement in the amount of \$40. Commenator moved to purchase a \$40 ad for the West Iron County Yearbook as it's a good classroom experience. Baumgartner supported.

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

Unsold 2015 Tax Foreclosure Auction Parcels: Andreski included this in the agenda packet as an informational item. Treasurer Meske was contacted by the County Treasurer's office indicating parcels of land that did not sell at the final 2015 tax foreclosure auction. The list of properties will be deeded to the City unless they are rejected by Council prior to December 31, 2015. No action was taken.

Dickinson/Iron County Local Planning Group - Homeless Awareness Resolution: Commenator moved to adopt a resolution proclaiming November 14-22, 2015 as Homeless Awareness Week as requested by the Dickinson/Iron County Community Collaborative and Continuum of Care. Fritsche seconded.

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

Move November Meeting Date: Commenator moved to reschedule November's Regular Meeting to November 11, 2015 for the 2015 Firearm Deer Season at 2 p.m. Fritsche seconded. All in favor; Motion carried.

U.P. Rodeo – Charitable Gaming License Resolution: Andreski was contacted by a representative from the U.P. Rodeo stating a resolution was required to sell calendars as a fundraiser by the State of Michigan. Baumgartner moved to adopt the Charitable Gaming License Resolution for the U.P. Rodeo. Fritsche seconded.

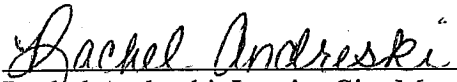
Roll Call: Ayes – 5: Commenator, Marcell, Fritsche, Baumgartner and Tarsi. Nays – 0. Motion carried.

Council Member Comments: Commenator wanted to re-iterate his thanks to Andreski and Meske on doing a good job and putting in extra hours. Tarsi agreed.

Wierda stated that Andreski is a true asset to the City and a pleasure to deal with in handling his requests. He asked for an updated on the Ice Lake Park Improvements MDNR Grant Project. Richardson stated that the numbers have not been let at this time, but are expected early December.

Tarsi introduced David Thayer, the City's new City Manager that will be starting on October 26, 2015.

Adjournment: Commenator moved to adjourn at 3:16 p.m. Marcell seconded. All in favor; motion carried.



Rachel Andreski, Interim City Manager/Clerk