

The Regular Meeting of the Ishpeming City Council was held on Wednesday, March 7, 2018 in the Ishpeming City Hall Conference Room. Mayor Joseph Juidici called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Pro Tem Justin Koski, Council Members Karl Lehmann, Stuart Skauge, and Mike Tonkin (4). Absent: Mayor Joseph Juidici (1). Also present were City Manager Mark Slown and City Attorney Bonnie Hoff.

A motion was made by Councilman Lehmann, supported by Councilman Skauge and carried unanimously to excuse Mayor Joseph Juidici from the meeting.

PUBLIC COMMENT

Terry Austin, 417 Marquette Street, explained the sewer issues he was currently having at his residence and asked for continued assistance from DPW and the City. Mayor Pro Tem Koski suggested a meeting be set up with two Council Members, Manager Slown, and DPW Director Carl Petersen.

David Thibeault, owner of the Rainbow Bar, expressed concern over the proposed Noise Ordinance and how it would affect businesses.

APPROVAL OF AGENDA

Councilman Tonkin requested the January Bill Disbursements be added to the agenda, after item 18, which was supported by Councilman Skauge. A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to approve the agenda as amended.

AGENDA COMMENT - There was none.

CONSENT AGENDA

A motion was made by Councilman Skauge supported by Councilman Lehmann and carried unanimously to approve the following consent agenda as presented.

- a. Minutes of Previous Meeting (February 7<sup>th</sup> and February 13<sup>th</sup>)
- b. Approval of Disbursements
- c. Confirm DPW Director starting wage
- d. Rescind Policy #207 – Revolving Loan Policy

MONTHLY FINANCIAL STATEMENT REPORT

James Lampman, Finance Director reviewed the financial statements for the period ending February 28, 2018 which included the General Fund, Garbage Fund, Public Improvement Fund, and Water and Sewer Funds. It was the consensus of Council to file the monthly financial reports.

U.P. HEALTH SYSTEMS BELL PRESENTATION

Alyson Sundberg, Director Risk Management, Compliance, and Emergency Services, provided an overview of the ambulance service provided to the City and explained how the coverage was provided and where ambulances were staged to provide the most efficient service.

SECOND READING OF AMENDMENT TO ORDINANCE #9-300 PROHIBITING ALCOHOL BY MINORS

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to approve the amendment to Ordinance #9-300 Prohibiting the purchase, possession, or consumption of alcoholic beverages by minors as of the second reading.

SECOND READING OF ORDINANCE #2-1500 PROHIBITING LOUD NOISE

There was discussion related to the intent of the ordinance and the intent was not to effect businesses in the downtown. It would be used as a tool by the Police Department to enforce noise complaints in residential areas.

The time stated in the ordinance, 11:00 p.m. to 7:00 a.m. was also discussed and it was felt this should be removed from the Ordinance.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to remove the time frame of 11:00 p.m. to 7:00 a.m. from the Ordinance.

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to approve as of the second reading Ordinance #2-1500 Prohibiting any loud noise disturbing public safety, peace, and comfort, incorporating the above change.

#### LETTER OF AGREEMENT WITH THE POLICE OFFICERS ASSOCIATION OF MICHIGAN

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to approve the Letter of Agreement with the Police Officers Association of Michigan regarding Uniforms as presented.

#### RESOLUTION #4-2018 FOR DESIGNATION OF STREET ADMINISTRATOR

A motion was made by Councilman Lehmann, supported by Councilman Skauge and carried unanimously to approve Resolution #4-2018 designating Carl Peterson, DPW Director, as the Street Administrator.

#### LIFT HIRING FREEZE FOR DPW

A motion was made by Councilman Lehmann, supported by Councilman Skauge and carried unanimously to lift the hiring freeze for the vacant position in DPW due to Carl Petersen's promotion to DPW Director.

#### PROPOSED CHANGES TO 2018 FEE SCHEDULE

There was discussion regarding the increase in fees for the West End Transfer Station and the Impounding of Dogs and Cats at Ishpeming Township. Councilman Skauge expressed concern over the \$1 processing fee added to the tickets for the transfer station.

A motion was made by Councilman Skauge and supported by Councilman Lehmann to keep the rates the same price as the Township and add \$1 administrative fee for each transaction instead of per ticket. Ayes: Councilmembers Lehmann and Skauge (2). Nays: Mayor Pro Tem Koski and Councilman Tonkin (2). Motion failed.

A motion was made by Councilman Lehmann, and supported by Mayor Pro Tem Koski to accept the fee schedule changes as presented. Ayes: Mayor Pro Tem Koski, Councilmembers Lehmann and Tonkin (3). Nays: Councilman Skauge (1). Motion Passed.

#### PUBLIC COMMENT ON TENNIS COURT GRANT APPLICATION

At 8:20 p.m., Mayor Pro Tem Koski opened the public comment period.

Mark Stoor, GEI Consultants, reviewed the conceptual plan for the tennis courts and explained the type of coating to be used. There was discussion how the material would hold up during the winter months; the access to the playgrounds; and, the lease agreement the proposed lease amendment.

Councilman Skauge expressed concern over ownership of the property and the lease agreement with the School. He felt potential problems could arise regarding ownership of the property and the School's Sinking Fund Millage and he further questioned the School's Bond Council's opinion on the issue.

Carrie Meyer, Ishpeming High School Superintendent, explained what she was told by their Bond Council regarding the millage; and, also advised the Use and Maintenance Agreement was nearing completion.

David Leverton, 805 Maurice Street, has been working with the School District and the Committee to raise funds for the Tennis Court project at the Playgrounds area and felt the District and the Committee have acted in good faith and believed this was an appropriate use of DNR funds; he hoped the issues related to the lease amendment could be resolved and that the grant could be submitted by the April 1<sup>st</sup> deadline; he also hoped the Council would support this project.

At 8:40 p.m., Mayor Pro Tem Koski closed the public comment period.

RESOLUTION #5-2018 MNRTF GRANT APPLICATION FOR TENNIS COURT PROJECT

A motion was made by Councilman Lehmann supported by Mayor Pro Tem Koski to approve Resolution #5-2018 Approval of Tennis Court and Trail MNRTF Grant Application. Ayes: Mayor Pro Tem Koski, Council Members Lehmann and Tonkin (3). Nays: Councilman Skauge (1). Motion passed.

SET SPECIAL COUNCIL MEETING

A motion was made by Councilman Lehmann, supported by Mayor Pro Tem Koski and carried unanimously to schedule a special Council meeting for Wednesday, March 28, 2018 at 10:00 a.m.

JANUARY DISBURSEMENTS

Attorney Hoff advised if this discussion turned into disciplinary action, under the Open Meetings Act, the employee is entitled to request closed session pursuant to MCL 15.268(a). City Manager Slown did not request closed session.

Councilman Tonkin explained in reviewing the bills for January, he found a bill totaling just under \$5000 for the Police Department for cabinetry work. After doing some investigation, he found no other written bids or quotes were received for the project. He met with the City Manager and the Chief of Police regarding this issue. He discussed the consequences of a Charter violation and handed out a proposed letter of reprimand for the City Manager.

Chief Snowaert explained he felt there was a need to replace the cabinets, reviewed the timeline of the project, and reported on how he proceeded with the replacement of the cabinets.

There was discussion regarding the spirit of the Charter with regards to purchasing; ensuring staff does not circumvent the Charter by purchasing items individually, and staff being held accountable to find the best prices on products for the City.

Councilman Skauge expressed concern over not receiving bids/quotes for the project as directed by the Charter; pointed out the Lakeshore Drive paving approved last year without Council approval; and felt the City Manager should receive a written reprimand.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously for the proposed written reprimand be tabled until the special meeting on March 28<sup>th</sup>.

Councilman Koski thanked Chief Snowaert for his comments and thank Councilman Tonkin for bringing the issue up.

OLD BUSINESS – There was none.

NEW BUSINESS

Manger Slown advised the handheld device used to read water meters was currently not working and there was no backup. The price to purchase a new device was \$7,900 which was not budgeted. DPW Director Petersen advised this device would need to be replaced in 2020 because it would be obsolete.

There was discussion regarding the replacement of the device, purchasing another device so there would be a backup, and the current budget. If the device was sent in for repair it would cause delays in reading the meters. Staff would continue to look for alternatives.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to table this item until the March 28<sup>th</sup> Special Council meeting.

MAYOR AND COUNCIL REPORTS

Councilman Skauge reported on his discussions with MDOT regarding the Lakeshore/US 41 Intersection and advised MDOT planned on installing a turn arrow at the intersection and further discussions were taking place regarding a roundabout being constructed at that location in the future; noted the Lake Bancroft Area Development Committee would be meeting the end of March; and he also attend the 911 Central Dispatch meeting.

Councilman Tonkin attended the Council meetings, Parks and Recreation Commission meetings, and the Planning Commission meeting.

Councilman Lehmann attended the School Board meeting and there was discussions on the tennis court project and school security.

Councilman Koski reported the USSA Super Tour went very well and he had a very busy February.

MANAGER'S REPORT

Manager Slown reported the Delta Sky Miles magazine had a very nice article related to Ishpeming in the latest edition; advised Rumors Bar had been sold; he received a letter from the DEQ commending Ishpeming the Rural Development Water Project; and thanked staff for all their efforts and hard work.

ATTORNEY'S REPORT

Attorney Hoff reminded Council she has always maintained and will continue to maintain a high ethical standard in her work.

ADJOURNMENT

At 9:38 p.m., a motion was made by Councilman Lehmann, supported by Councilman Tonkin and carried unanimously to adjourn.

Respectfully Submitted,



Cathy Smith  
Recording Secretary