

The Regular Meeting of the Ishpeming City Council was held on Wednesday, July 11, 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 Joseph Juidici, Council Members Justin Koski (excused at 8:33 p.m.), Karl Lehmann, Stuart Skauge, and Mike Tonkin (5). Also present were City Manager Mark Slown and City Attorney Bonnie Hoff.

PUBLIC COMMENT

Mary VanTilburg, Director of Business Development with the Lake Superior Community Partnership (LSCP), was present to answer any questions on item 22 the agreement with the LSCP.

Mayor Juidici presented Jim Bertucci a retirement plaque to commemorate his 41 years of service with the Ishpeming Fire Department. Council thanked him for his service.

APPROVAL OF AGENDA

A motion was made by Councilman Koski, supported by Mayor Juidici and carried unanimously to remove Item 11 Discussion of Malton Road from the agenda and add to the consent agenda (7l) Special Event Application for the Eagle Mine Summer Party and (7m) Confirm appointment of George Legessa to fill a vacancy on the Housing Commission.

AGENDA COMMENT - There was none.

CONSENT AGENDA

Councilman Lehmann asked for a correction to the June 13th minutes indicating he was not advocating for extending Wabash Street to Malton Road, but if it were extended, there should be sidewalks to make a safer route.

A motion was made by Councilman Lehmann and supported by Councilman Skauge to approve the following consent agenda incorporating the change to the June 13th minutes. Motion passed 4-0 with Councilman Koski abstaining because he was Race Coordinator for the Red Earth Classic.

- a. Minutes of Previous Meeting (June 1st, June 6th, June 13th, and June 25th)
- b. Approval of Disbursements
- c. Special Event Application: Neighborhood Nights Out 2018: Month of August
- d. Special Event Application: 15th Annual Swim Teal Lake for Diabetes: 7/28/18
- e. Special Event Application: VFW Bean Bag Brawl: 8/18/18
- f. Special Event Application: RAMBA UPCROSS All Crawl Cyclocross: 10-6-18
- g. Special Event Application: Red Earth Classic: 7/28/18
- h. Special Event Application: Marji Gesick 100: 9/21-23, 2018
- i. Reappoint Kaitlyn Feldbauer to fill three year term on Building Authority
- j. Confirm reappoint David Aeh and Tracy Magnuson to 4 year terms on the DDA
- k. Confirm appointment of John Carlson to a 4 year term on the DDA
- l. Special Event Application: Eagle Mine Summer Party: 8/5/18
- m. Confirm appointment of George Legessa to fill a vacancy on the Housing Commission

MONTHLY FINANCIAL STATEMENT REPORT

Finance Director James Lampman reviewed the financial reports for the period ending June 30, 2018 which included the General Fund, Garbage Fund, Public Improvement Fund, Major and Local Streets Funds, and the Water and Sewer Fund.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the financial report as presented.

2017 DEFICIT ELIMINATION PLAN

Finance Director Lampman reviewed the proposed deficit elimination plan and explained Treasury required that the deficit be eliminated within five years of the occurrence and the fund was on schedule. Councilman Lehmann questioned the USDA loan interest payments; Finance Director Lampman advised it was basically the timeline of the loan payments.

A motion was made by Councilman Koski, supported by Councilman Skauge and carried unanimously to approve the Deficit Elimination Plan for the Water Fund as presented.

PRESENTATION ON PROJECT EMPIRE

Manager Slown advised John Iacoangeli was not present. He would be presenting at the August meeting. Jessica Flores provided an update on her progress with the National Historic Designation for the City.

PUBLIC HEARING FOR PURCHASE OF ADJOINING VACANT LOTS FROM THE ROYAL PUB

Mayor Juidici opened the public hearing at 7:20 p.m. There being no comment, the public hearing was closed at 7:21 p.m.

There was discussion regarding the process to obtain an offer for the property. Manager Slown explained he would present information at the next meeting.

PUBLIC HEARING FOR THE VACATION OF THE NORTH/SOUTH ALLEY ACROSS FROM HIGH SCHOOL

Mayor Juidici opened the public hearing at 7:27 p.m. There being no comment, the public hearing was closed at 7:28 p.m.

USDA WATER SYSTEM IMPROVEMENT PROJECT

a. Change Order #5, Contract I – A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve Change Order #5 for Contract I in the amount of \$17,941.63 as presented.

b. Discussion of NMU Electric Service for Repeater - Mark Stoor, GEI Consultants, explained an additional repeater was needed in order for the SCADA System to function for all the sites in the City. The repeater would bounce the signal to the master control station at DPW. The change order included the price to supply and mount a repeater on the Cliff's C Shaft building. He suggested a contract with NMU for the power and a contract with the Mining Museum for the use of the C-Shaft be initiated.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to request the City Attorney move forward with an agreement with Northern Michigan University and the Mining Museum for placement of a repeater on the C-Shaft and obtaining power from Northern Michigan University.

c. Change Order #4, Contract II - A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve Change Order #4 for Contract II in the amount of \$32,071.25.

d. Rural Development Draw #9- A motion was made by Councilman Koski, supported by Councilman Lehmann and carried unanimously to approve Rural Development Draw #9 for the Water System Improvement Project in the amount of \$1,675,320.28.

e. Change Order #3, Contract III- Mark Stoor advised Rural Development declined to pay for the removal of the underground storage tanks so this was included as part of Contract III.

A motion was made by Councilman Lehmann, supported by Councilman Koski and carried unanimously to authorize \$20,000 for the underground storage tank removal from the Major Streets Fund.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to approve Change Order #3 for Contract III in the amount of \$60,498.90.

Councilman Koski thanked GEI Consultants, A. Lindberg and Sons, and City staff for all their hard work and quick response to issues with the Water Improvement Project.

f. Pay Application #7, Contract III – A motion was made by Councilman Koski supported by Councilman Skauge and carried unanimously to approve Pay Application #7 for Contract III in the amount of \$5,204.17.

g. Proposal for Additional Engineering for Contract III – Mark Stoor explained this was for additional engineering related to the discovery of the underground storage tanks and the lighting and conduit on First and Second Streets in the amount of \$10,000.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the GEI Consultants agreement for additional engineering services for Contract III in the amount of \$10,000.

PEARL STREET PAVING - Mark Stoor advised this was covered under Change Order #3 for Contract III.

SECOND READING OF AMENDMENT TO ORDINANCE #12-100 WATER ORDINANCE

A motion was made by Councilman Lehmann, supported by Councilman Koski and carried unanimously to approve the amendment to Ordinance 12-100 Water Ordinance as of the second reading.

SECOND READING OF AMENDMENT TO ORDINANCE #10-100 OWNING/KEEPING OF DOGS AND CATS

A motion was made by Councilman Koski, supported by Councilman Skauge and carried unanimously to approve the amendment to Ordinance #10-100 Owning and Keeping of Dogs and Cats as of the second reading.

SECOND READING OF AMENDMENT TO ORDINANCE #10-300 REGULATE FEEDING OF WILD ANIMALS

A motion was made by Councilman Skauge, supported by Mayor Juidici and carried unanimously to approve the amendment to Ordinance #10-300 Regulate the feeding of wild animals as of the second reading.

FIRST READING OF AMENDMENT TO ORDINANCE #2-400 REGULATION OF FIREWORKS

Attorney Hoff advised this ordinance had not been amended since 1910. She researched the Michigan Fireworks Safety Act and this amendment complies with the state law. There was discussion related to exemptions if fireworks were to be used on other days throughout the year. Fire Chief Ed Anderson would check into exemptions.

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously approve the first reading of amendment to Ordinance 2-400 Regulation of Fireworks.

APPOINTMENT OF SUBSTITUTE ATTORNEY IN ABSENCE OF CITY ATTORNEY

Attorney Hoff explained Kevin Koch was the substitute attorney, however he has retired. She recommended Bruce Houghton as substitute attorney.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to approve the appointment of Bruce Houghton as substitute attorney.

LAW ENFORCEMENT SERVICES AGREEMENT WITH UP HEALTH SYSTEMS BELL

A motion was made by Councilman Lehmann supported by Mayor Juidici and carried unanimously to accept the Law Enforcement Services Agreement with UP Health Systems Bell and authorize the Mayor to sign.

AGREEMENT WITH THE LAKE SUPERIOR COMMUNITY PARTNERSHIP

Attorney Hoff explained the language in question had been removed from the agreement. However, she advised the amount of the contract was different from what was approved by Council previously which was \$5,000.

A motion was made by Councilman Skauge and supported by Councilman Koski to approve the Lake Superior Community Partnership Agreement with the new amount of \$5,415. Ayes: Council Members Koski and Skauge (2). Nays: Mayor Juidici, Council Members Lehmann and Tonkin (3). Motion failed.

A motion was made by Councilman Lehmann and supported by Councilman Skauge to downsize to the basic service of \$2,707 with the Lake Superior Community Partnership with the balance to be used towards next year's contribution. Ayes: Mayor Juidici, Council Members Koski, Lehmann, and Skauge (4). Nays: Councilman Tonkin (1). Motion passed.

OHM ADVISORS CITY HALL ROOF REPLACEMENT PROPOSAL

Manager Slown advised the roof replacement was covered by the insurance claim for the wind storm through MMRMA. He recommended an agreement with OHM Advisors to prepare bid documents and provide professional services for the project.

There was discussion regarding the complexity of the roof project and the need for having an engineer prepare the bid documents. Manager Slown advised he was not comfortable preparing the specs for the project. Councilman Tonkin felt the cost was too high for the engineering services for the roof project and felt preparing the specs could be done for less money. He suggested roofing contractors be contacted.

Zane Hyrkas, OHM Advisors, reviewed the engineering services included in their proposal.

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to table the OHM Advisors agreement.

CITY OF ESCANABA REQUEST – DARK STORE

Councilman Skauge felt this was a very important issue and could greatly affect the City, as well as, the entire State of Michigan. He would provide Councilmembers with more information regarding this issue. Attorney Hoff noted her concern that this was not a legitimate municipal city expenditure.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to table this issue until the next meeting.

SET SPECIAL MEETING FOR 2017 AUDIT PRESENTATION AND FINALIZE 2019 CAPITAL PROJECTS

It was the consensus of Council to set a special meeting for Wednesday, July 25, 2018 at 10:00 a.m. and to include on the agenda discussion of Malton Road development and the Dark Store issue.

OLD BUSINESS

Councilman Tonkin wanted to have striping placed on the major streets.

NEW BUSINESS

Councilman Tonkin would like to see the windmill at the Housing Commission removed. He felt it was an eyesore and could be unsafe if proper inspections were not being done on it.

MAYOR AND COUNCIL REPORTS

Councilman Skauge provided an update on the Minnesota Mine and the Empire Mine; he thanked everyone for a great Fourth of July, thought the town looked great, and there was a wonderful turnout at the parade.

Mayor Juidici thanked Dean Solka for his years of service with DPW and congratulated him on his retirement; he thanked everyone for a great Fourth of July and was glad to see such a wonderful turnout for the parade.

Councilman Lehmann attended the Library Board meeting; commended A. Lindberg and Sons for their work on the water project; and thanked the 148th Squadron for the flyover on the Fourth of July.

A motion was made by Councilman Lehmann, supported by Mayor Juidici and carried unanimously to send the 148th Fighter Squadron a thank you for the flyover.

Councilman Tonkin attended the regular Council meeting and several special meetings; attended the Planning Commission meeting; participated in the parade and was very glad to see such a wonderful turnout for the Fourth of July.

MANAGER'S REPORT

Manager Slown advised there was a lot going on in the City and he provided a written report to Council.

ATTORNEY'S REPORT

Attorney Hoff thanked Jim Bertucci for his 41 years of service on the Fire Department and thanked the Historical Society for providing cemetery tours which were very well received.

ADJOURNMENT

At 8:55 p.m., a motion was made by Councilman Lehmann, supported by Councilman Skauge and carried unanimously to adjourn.

Respectfully Submitted,



Cathy Smith
Recording Secretary