

The Regular Meeting of the Ishpeming City Council was held on Wednesday, October 9, 2019, in the Ishpeming City Hall Conference Room. Mayor Karl Lehmann called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Karl Lehmann, Council Members Lindsay Bean, Pat Scanlon, Stuart Skauge, and Mike Tonkin (5). Also present were Interim City Manager James Lampman and City Attorney Bonnie Hoff.

PUBLIC COMMENT

David Thibeault, Buck's Sub Shop, asked the Council to consider placing 15 minute parking signs in front of his establishment for his customers to pick up subs.

APPROVAL OF AGENDA

A motion was made by Councilmember Scanlon, supported by Councilmember Skauge and carried unanimously to move items 17 and 18 after the monthly financial statement report and approve agenda as amended.

AGENDA COMMENT - There was none.

CONSENT AGENDA

A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to approve the consent agenda as presented with the removal of item 7g for discussion.

- a. Minutes of Previous Meeting (September 4<sup>th</sup>, 10<sup>th</sup>, 23<sup>rd</sup>, Closed Session September 4<sup>th</sup> and 10<sup>th</sup>)
- b. Approval of Disbursements
- c. Reappoint Larry Bussone, Harry Weikel, Diane Gauthier, and Jim Bertucci to 3 year terms on the Planning Commission
- d. Reappoint John Jackson to a 5 year term on the Housing Commission
- e. Reappoint Evelyn Valenti-Heikkala and Richard Burke to 3 year terms on the Zoning Board of Appeals
- f. Special Event Application: Gus Macker: June 26-28, 2020
- g. Confirm 2019 Form L-4029
- h. Appoint Claudia Demarest to fill vacancy on Compensation Commission with term expiring 2024

MONTHLY FINANCIAL STATEMENT REPORT

Finance Director Lampman reviewed the monthly budget report for the period ending September 30th which included the General Fund, Garbage Fund, Public Improvement Fund, Major and Local Streets Funds, and Water and Sewer Funds.

A motion was made by Councilmember Scanlon, supported by Mayor Lehmann and carried unanimously to approve the monthly financial report as presented.

PURCHASE OF NEW CASE 621G LOADER FOR PUBLIC WORKS

A motion was made by Mayor Lehmann, supported by Councilmember Scanlon and carried unanimously to accept the bid from Miller-Bradford and Risberg, Inc. for a new Case 621G Wheel Loader in the amount of \$152,000 and waive competitive bidding because the purchase is through the Michigan MiDeals program.

LEASE WITH NMU FOR EDUCATIONAL ACCESS NETWORK TO BE LOCATED ON CITY WATER TANK

Eric Smith, Director of Broadcast and AV Services with Northern Michigan University, explained the Educational Access Network and their reasoning for switching the location from the Mine Shaft to the water tank. They were also working with Ishpeming Township to reach a broader area with the EAN. As part of the agreement they would allow the City to utilize their service.

There was discussion regarding the City's repeater located on the mine shaft that utilizes the power supply from NMU. NMU would leave the power supply there; however, the City would have start to cover the cost.

A motion was made by Councilmember Scanlon, supported by Councilmember Skauge and carried unanimously to proceed with the agreement, contingent upon the approval of the City Attorney.

7g. CONFIRM 2019 FORM L-4029

There was discussion regarding the millage for Act 345. After discussion, a motion was made by Mayor Lehmann, supported by Councilmember Scanlon and carried unanimously to confirm Form L-4029 as presented.

CONTRACT WITH CUPPAD FOR FULL MASTER PLAN REWRITE

A motion was made by Councilmember Scanlon, supported by Councilmember Bean and carried unanimously to move forward with the CUPPAD Master Plan contract and authorize staff to sign.

RECOMMENDATION FROM PLANNING COMMISSION TO APPROVE REZONINGS RZ 2019-02, 03, & 04

A motion was made by Councilmember Scanlon, supported by Councilmember Tonkin and carried unanimously to approve Rezoning's RZ 2019-02, 03, and 04 as requested from the Planning Commission which will allow the Zoning Administrator to issue zoning permits for improvements and protect owners in the event of a catastrophe.

DONATION OF SURPLUS LIGHTS TO THE ISHPEMING SKI CLUB

Carl Petersen, DPW Director, advised the City had received aluminum pole lights as a donation many years ago and were never used and the Ski Club was now asking the City if the light could be donate to them.

A motion was made by Councilmember Scanlon, supported by Mayor Lehmann and carried unanimously to declare the aluminum pole lights as surplus and donate the lights to the Ishpeming Ski Club.

DECLARE DPW VEHICLES AS SURPLUS

DPW Director Petersen advised there were 4 pickup trucks, 1 pipe truck, and 1 plow to declare surplus.

A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to declare as surplus: 4 pickup trucks, 1 pipe truck, and 1 plow which would be sold as-is.

Attorney Hoff noted language on the form would need to be update when the equipment is sold.

DECLARE POLICE VEHICLE – 2011 CHEVROLET IMPALA AS SURPLUS

A motion was made by Councilmember Skauge, supported by Mayor Lehmann and carried unanimously to declare the 2011 Chevrolet Impala as surplus.

CITY POLICIES REQUIRED FOR MEDC GRANT APPLICATION

Finance Director James Lampman explained all these policies were required by MEDC when applying for the grant.

A motion was made by Councilmember Lehmann, supported by Councilmember Scanlon and carried unanimously to adopt policies (a) through (f) as presented.

ESTIMATE FOR REPAIRS TO POLICE DEPARTMENT PARKING AREA

Interim City Manager Snowaert advised there has been a problem with standing water in the parking area for the police cars. GEI Consultants provided and estimate for repairs totaling \$6,800. He noted there was \$4,000 in the building improvements line item for the Police Department and the remainder could be taken from Public Improvements.

A motion was made by Councilmember Scanlon, supported by Mayor Lehmann and carried unanimously to move forward with the project to be paid from Building Improvements in the Police budget and the remainder from the Public Improvement Fund.

RECOMMENDATION FROM THE PLANNING COMMISSION ON THE MICHIGAN REGULATION AND TAXATION OF MARIJUANA ACT

Councilmember Bean advised she attended the workshop at the Planning Commission meeting and was disappointed in the outcome. She felt this should be explored further and discussions should continue; because not looking at the possibilities is a mistake for the City.

Councilmember Tonkin expressed his concerns with the State regulations.

A motion was made by Councilmember Skauge, supported by Mayor Lehmann and carried unanimously to table this item.

DISCUSS AMENDMENT TO THE 2019 FEE SCHEDULE – TUBE SLIDE RENTAL RATES

DPW Director Petersen explained the tube slide is very popular, however, the rate was too low for weekend rentals. Staff suggested the rate for group tube slide rentals for 1-60 persons be increased from \$275 to \$300. There was further discussion on the rate structure for the tube slide.

A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to concur with staff recommendation and raise the group tube slide rentals for 1-60 people from \$275 to \$300.

A motion was made by Councilmember Bean, supported by Councilmember Scanlon and carried unanimously to increase the group tube slide rental for 61+ persons from \$375 to \$400.

RURAL DEVELOPMENT WATER IMPROVEMENT PROJECT

a. Contract I, Change Order #14 – Brian Fabbri, GEI Consultants, advised this change order was not ready for action at this time.

b. Contract II, Change Order #15 – A motion was made by Councilmember Skauge, supported by Mayor Lehmann and carried unanimously to approve Change Order #15 for Contract II as presented.

c. Rural Development Draw #20 – A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to approve Rural Development Draw #20 as presented.

d. Confirm purchase of handheld meter reader from remaining Rural Development funds – A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to confirm the purchase of a second handheld meter reader from the remaining Rural Development funds.

e. Contract III, Change Order #8 – A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to approve Change Order #8 for Contract III as presented.

LAKE BANCROFT PAVILION PROJECT

a. Pay Application #4 – A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to approve Pay Application #4 for the Lake Bancroft Pavilion Project as presented.

b. Discussion on Lake Bancroft Pavilion – Garage Doors

There was discussion related to the garage doors on the pavilion; staff would seal up the openings for the winter months. A meeting of the Lake Bancroft Area Development Committee would be scheduled to discuss signage and any other final items that needed to be taken care of; and then, discussion could follow on the purchase of garage doors for the pavilion.

INTERIM CITY MANAGER COMPENSATION

A motion was made by Mayor Lehmann, supported by Councilmember Scanlon and carried unanimously to increase the compensation of Interim City Manager Snowaert the same as the previous Interim City Manager.

SET SPECIAL COUNCIL MEETING

a. 2020 Budget Workshop- A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to set the budget workshop meeting for Monday, October 28, 2019 at 4:00 p.m.

b. Recreational Marijuana Workshop – Attorney Hoff explained this would be a workshop strictly to provide information and be educational to Council, the public, and staff. It was the consensus of Council to table this item until the November meeting.

OLD BUSINESS

There was discussion of a catastrophic water policy which would include a one-time forgiveness. Interim City Manager Snowaert would prepare a draft policy for Council review at an upcoming meeting. He would keep in touch with Kevin Swanson who was asking for a partial refund of the large water bill.

a. Cost Estimates for Paving – Brian Fabbri, GEI Consultants, recommended, since it was so late in the year, that this work be postponed until next year.

A motion was made by Councilmember Skauge, supported by Councilmember Scanlon and carried unanimously to table this item until the November meeting.

Councilmember Scanlon suggested the fees for the food truck ordinance be reviewed. There was brief discussion on the rates that other municipalities charge for the food trucks versus our rates.

Councilmember Tonkin questions some of the blighted buildings in the City including: the structure on Bank Street, on Maurice and Fifth Street, and the Old Ishpeming Building Supply. Interim City Manager Snowaert advised some of these were currently in the courts and they have not been forgotten.

NEW BUSINESS

DPW Director Petersen explained repairs were needed on the Dump Truck which totaled \$4,770.80. Crossroads Repair sent an estimated of the cost of repairs.

A motion was made by Councilmember Scanlon, supported by Mayor Lehmann to waive competitive bidding and authorize the DPW Director to move forward with the repairs from Crossroads Repair.

Mayor Lehmann will be relocating to Ishpeming Township so this would be his last regular Council meeting and Council had a letter of resignation from him.

MAYOR AND COUNCIL REPORTS

Councilmember Skauge reported the ore cares were completed and one would be placed at the Lake Bancroft Pavilion.

Councilmember Scanlon reported the Blight Committee has been working on blight in the community and would continue to work on blighted areas includes the ones mentioned by Councilmember Tonkin.

A motion was made by Councilmember Bean, supported by Councilmember Scanlon to accept the written resignation from Mayor Lehmann. Ayes: Councilmember Bean and Scanlon (2). Nays: Councilmember Skauge and Tonkin (2). Motion failed.

Mayor Lehmann advised he was resigning with regret; he would be moving to the Township into the family home. He said individual goodbyes to Council and staff. He also thanked people in the community like Linda Andriacchi, Ray Leverton, the Marietti's, Dan Perkins, and David Aeh for their commitment to the community and noted there were so many others people with the same commitment.

He asked Council to consider Justin Koski, former Councilmember, as a replacement.

He hoped Council would continue to move the City forward, get the new Senior Center built, and maintain the budget.

Councilmembers thanked Mayor Lehmann for all his efforts and work during his time on Council.

**MANAGER'S REPORT**

Interim City Manager Snowaert thanked Mayor Lehmann for his time on the Council; staff has been working on quotes for repairs to the Fire Hall tower; and he reported Jasperlite would be starting construction soon.

**ATTORNEY'S REPORT**

Attorney Hoff attended the Planning Commission workshop on marijuana, the Business After Hours at the Ski Hall, Attorney Steve Pence's retirement and continues to work on other projects. She thanked Mayor Lehmann for his service to the City and would miss working with him.

**CLOSED SESSION**

A motion was made by Councilmember Scanlon and supported by Councilmember Skauge to go into closed session pursuant to MCL 15.268(c) for strategy and negotiations connected with a collective bargaining agreement at 9:02 p.m. and to include Finance Director Lampman in closed session. Ayes: Mayor Karl Lehmann, Councilmembers Lindsay Bean, Pat Scanlon, Stuart Skauge, and Mike Tonkin (5). Nays: None (0). Motion passed.

A motion was made by Councilmember Skauge, supported by Councilmember Scanlon to return to open session at 9:35 p.m.

**ADJOURNMENT**

At 9:35 p.m., a motion was made by Councilmember Scanlon, supported by Councilmember Skauge and carried unanimously to adjourn.

Respectfully Submitted,



Cathy Smith  
City Clerk