

The Regular Meeting of the Ishpeming City Council was held on Wednesday, December 7, 2016 in the Ishpeming City Hall Conference Room. Mayor Mike Tonkin called the meeting to order at 7:00 p.m.

Mayor Tonkin thanked Councilwoman Demarest and Councilman Tall for their years of service on Council and all the work done during their terms; he presented each with a plaque.

Councilwoman Demarest thanked everyone for their support over the past eight years, enjoyed working for the citizens of Ishpeming, and congratulated new Council Members Skauge and Lehmann.

Councilman Tall thanked the citizens of Ishpeming, enjoyed working with everyone, and congratulated new Council Members Skauge and Lehmann.

ORGANIZATIONAL MEETING

City Attorney Bonnie Hoff explained the error that occurred on the ballot which created a vacancy for the positions of Mayor and Mayor Pro-Tem. Council Members Juidici and Koski were the two members qualified to run for the office; however, Councilman Koski withdrew his name for the position of Mayor. She cited sections of the Charter, and explained the process that would be followed to fill vacancies.

Cathy Smith, Clerk of the Council, called for nominations for the vacant position of Mayor. Councilman Koski nominated Councilman Juidici; the nomination was supported by Councilman Lehmann. There being no further nominations, nominations were closed.

A motion was made by Councilman Skauge and seconded by Councilman Tonkin to appoint Councilman Juidici to the position of Mayor. Ayes: Council Members Juidici, Koski, Lehmann, Skauge, and Tonkin (5). Nays: None (0). Motion passed.

The Oath of Office was administered to Mayor Juidici.

Mayor Juidici called for nominations for the vacant position of Mayor Pro-Tem. Councilman Tonkin nominated Councilman Koski; the nomination was supported by Councilman Lehmann. There being no further nominations, nominations were closed.

A motion was made by Councilman Skauge and seconded by Councilman Tonkin to appoint Councilman Koski to the position of Mayor Pro-Tem. Ayes: Mayor Juidici, Council Members Koski, Lehmann, Skauge, and Tonkin (5). Nays: None (0). Motion passed.

The Oath of Office was administered to Mayor Pro-Tem Koski.

ROLL CALL

Present: Mayor Joseph Juidici, Council Members Justin Koski, Karl Lehmann, Stuart Skauge, and Mike Tonkin (5). Also present were City Manager Mark Slown and City Attorney Bonnie Hoff.

PUBLIC COMMENT

David Savu, 224 N. Davis Street, questioned the administrative miscommunication that occurred regarding the ballot; why the Mayor was left off the ballot; who made the determination that the Mayoral position would not be on the ballot; and did the City Attorney review the draft formative ballot. He also questioned the confirmation of the title Assistant to the City Manager/Clerk of the Council and felt the Charter was specific regarding City Clerk duties and that this was a violation of the Charter.

APPROVAL OF AGENDA

A motion was made by Councilman Koski, supported by Councilman Tonkin and carried unanimously to approve the agenda incorporating the change to Item #9 to First Reading of Ordinance #11-906 instead of Emergency Reading.

AGENDA COMMENT

Matt Treado, from U.P. Engineers and Architects, would like to comment on Agenda Item #14.

Jim Lampman, Finance Director, summarized the financial statements for the period ending November 30, 2016, including the General Fund, Garbage Fund, Public Improvement Fund, and Water and Sewer Funds.

CONSENT AGENDA

A motion was made by Councilman Koski, supported by Councilman Tonkin and carried unanimously to approve the following consent agenda items.

- a. Minutes of Previous Meeting (November 9th, November 29th)
- b. Approval of Disbursements (Councilmembers Juidici and Koski)
- c. Monthly Financial Statements
- d. Reappoint Angelo Bosio to a 3 year term on the Joint Wastewater Treatment Board
- e. Reappoint John Jackson to a 3 year term on the Negaunee/Ishpeming Water Authority
- f. Reappoint John Jackson to a 3 year term on the Housing Appeals Board
- g. Reappoint David Aro to a 4 year term on the Downtown Development Authority
- h. Reappoint Gabe Seelen to fill vacancy on the Planning Commission with term expiring 11/2018
- i. Reappoint Gabe Seelen to fill vacancy on the Zoning Board with term expiring 11/2017
- j. Special Event for the Super Tour National Race: February 17 and 18, 2017
- k. Declare library books surplus property

FIRST READING OF ORDINANCE #11-906 APPROVING AMENDMENT TO THE TIF BOUNDARY

A motion was made by Councilman Tonkin, supported by Councilman Lehmann and carried unanimously to approve the first reading of Ordinance #11-906, Approving the Amendment to the TIF District Boundary.

AUTHORIZE THE MARQUETTE COUNTY LAND BANK TO NEGOTIATE ON BEHALF OF THE CITY FOR THE BLIGHT ELIMINATION GRANT

Anne Giroux, County Treasurer and Chair of the Marquette County Land Bank, advised the grant application was for demolition of approximately 11-12 residential blighted properties in the City. The grant award was \$250,000. The grant allowed for \$25,000 per property which included acquisition and demolition; the Marquette County Land Bank contributed \$50,000 to cover any overages. City staff was great to work with especially with the quick turn-around time to submit the grant. As a City resident, she was not concerned with the procedure to appointment a Mayor or the job titles for staff, she was, however, very happy with the Council's vision to clean up the City and move the City forward.

There was discussion regarding the grant, the list of blighted properties in the City, and acquiring key properties that were creating problems.

A motion was made by Councilman Tonkin, supported by Councilman Skauge and carried unanimously to authorize the Marquette County Land Bank to negotiate on behalf of the City of Ishpeming for the Blight Elimination Grant.

GEI CONSULTANTS - ENGINEERING AMENDMENT FOR THE SAW GRANT

Mark Stoor, GEI Consultants, reviewed the SAW grant process and explained the need for the amendment to the engineering agreement for the SAW Grant.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the GEI Consultants contract amendment as presented.

RESOLUTION #18-2016, ACCEPT APPLICATION FOR NEZ CERTIFICATE: 100 HILLSIDE DRIVE

There was discussion regarding the Neighborhood Enterprise Zone Certificate application process and the prior approval by Council, in February 2008, establishing the Ishpeming Hills Neighborhood Enterprise Zone No. 2.

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

RESOLUTION #19-2016, ADD APPLE RIDGE DRIVE TO THE CITY STREET SYSTEM

A motion was made by Councilman Koski, supported by Councilman Skauge and carried unanimously to approve Resolution #19-2016 to add Apple Ridge Drive to the City Street System.

LAKE BANCROFT PAVILION: REQUEST FOR QUALIFICATIONS-COMMITTEE RANKING

Matt Treado, U.P. Engineers and Architects, briefly summarized their proposal for the Lake Bancroft Pavilion Project and highlighted their familiarity with the Lake Bancroft Area.

Discussion took place regarding the qualifications of the three firms and the various City projects each firm had previously worked on.

A motion was made by Councilman Skauge and seconded by Mayor Juidici to hire GEI Consultants for design services for the Lake Bancroft Pavilion project. Ayes: Mayor Juidici, Council Members Lehmann and Skauge (3). Nays: Council Members Koski and Tonkin (2). Motion passed.

MARQUETTE COUNTY SOLID WASTE MGMT. AUTHORITY: REQUEST FOR COUNCIL ACTION

Attorney Hoff provided the background on the issue of Marquette County being removed as a constituent municipality. The MCSWMA Board asked that this issue be brought back to respective municipality boards for consideration and indicated, if $\frac{3}{4}$ or 75% of the constituent municipalities, concur that the County should remain as a constituent, they may rescind their earlier motion to remove Marquette County as a constituent municipality.

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to go on record that the City of Ishpeming does not agree with Marquette County being removed as a constituent municipality and forward a letter to the Marquette County Solid Waste Management Authority Board.

CONFIRM JOB TITLE – ASSISTANT TO THE CITY MANAGER/CLERK OF THE COUNCIL

Mr. Slown advised the City Clerk was a part-time position and the Assistant to the City Manager was a full time position and was currently doing the "Clerk of the Council" duties. There was discussion related to assignment of Clerk duties and the Ishpeming City Charter language. Attorney Hoff did not feel this was a Charter violation. She did not read the document as a strict constructionist she was trying to follow the intent and spirit of the Charter.

Councilman Skauge felt the Charter was very specific about the Clerk being Clerk of the Council and felt this was a violation of the Charter so he would abstain from voting on this issue.

A motion was made by Councilman Lehmann and seconded by Councilman Tonkin to confirm the title Assistant to the City Manager/Clerk of the Council with the City Attorney's opinion confirming it was not a violation of the Charter. Ayes: Mayor Juidici, Council Members Koski, Lehmann, and Tonkin (4). Nays: None (0). Abstain: Council Member Skauge (1). Motion passed.

CITY COUNCIL COMMITTEE APPOINTMENTS

Mayor Juidici made the following Council appointments: City/School Liaison Committee, Councilman Lehmann; Parks and Recreation Commission, Councilman Tonkin; Housing Commission Liaison, Councilman Skauge; Planning Commission Liaison, Councilman Tonkin; Downtown Development Authority, Councilman Koski; Cemetery Board Liaison, Mayor Juidici; Library Board Liaison, Councilman Lehmann; Central Dispatch Policy Board, Councilman Skauge; and Intergovernmental Relations (currently inactive), Councilman Koski and Mayor Juidici.

LIBRARY MAIN ENTRANCE IMPROVEMENTS EXTENSION AND PARTIAL PAYMENT

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the extension for the completion of the project to spring of 2017 and approve partial payment of the invoice in the amount of \$18,000.

RESCHEDULED COUNCIL MEETINGS

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to reschedule the January 4, 2017 Council meeting to January 11, 2017; the July 5, 2017 Council meeting to July 12, 2017; and the April 5, 2017 Council meeting to April 12, 2017.

OLD BUSINESS

Councilman Lehmann expressed his concerns over the Utility Billing and Payment Process Policy and the timelines for payment, disconnect notice, and shut off.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to place this item on the next agenda.

NEW BUSINESS

Councilman Skauge questioned why the Christmas tree lights were not working during the early evening hours. Jon Kangas advised it was on a timer and staff would check into it.

MAYOR AND COUNCIL REPORTS

Councilman Skauge was very happy to be on Council again after previously serving on Council for eleven years; felt it was important to keep citizens informed; the City has made great progress and was glad to see businesses coming back into town; and felt it was important to bring the housing stock back up to par.

Councilman Koski welcomed Council Members Skauge and Lehmann; felt the City was making great progress; was excited to serve on the DDA; and wanted to see local business succeed and liked how U.P. Engineers volunteered in our community.

Councilman Lehmann met with staff and toured the various City facilities.

Councilman Tonkin welcomed Council Members Skauge and Lehmann; attended the Neighborhood Improvement Committee and Planning Commission meetings; looked forward to working with the Parks and Recreation Commission; and looked forward to 2017. Wished everyone a Merry Christmas and Happy New Year.

Mayor Juidici welcomed Council Members Skauge and Lehmann and looked forward to working with them and continuing to move the City forward; the Cemetery Board did not have a quorum; and thanked Bonnie Hoff and Cathy Smith for their work and research for the appointment of Mayor.

MANAGER'S REPORT

Mr. Slown provided his written report; and advised the Michigan Municipal League had offered to provide Council Member training in 2017 at no charge to the City at a time agreeable to the Council.

He advised the Ishpeming Business Association would like to add the date of December 22nd to the Christmas activities in the downtown; the insurance was on file for the event.

A motion was made by Councilman Lehmann, supported by Councilman Skauge to approve the addition of Thursday, December 22nd to the Ishpeming Business Association Christmas events.

ATTORNEY'S REPORT

Attorney Hoff reported she continued to work with Al Pierce on the easements required for the Rural Development Water Project; thanked Council Members Demarest and Tall for their service; and welcomed Council Members Skauge and Lehmann.

CLOSED SESSION

A motion was made by Councilman Skauge and supported by Councilman Lehmann to go into closed session to discuss Attorney-Client Privileged Communication pursuant to MCL 15.243(13)g at 9:10 p.m. Ayes: Mayor Juidici, Council Members Koski, Lehmann, Skauge, and Tonkin (5). Nays: None (0). Motion carried.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to return to open session at 9:25 p.m.

A motion was made by Councilman Skauge and supported by Councilman Lehmann to excuse Councilman Koski and go back into closed session to discuss Attorney-Client Privileged Communication pursuant to MCL 15.243(13)g at 9:25 p.m. Ayes: Mayor Juidici, Council Members Lehmann, Skauge, and Tonkin (4). Nays: None (0). Motion carried.

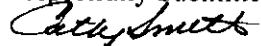
A motion was made by Councilman Skauge, supported by Mayor Juidici and carried unanimously to return to open session at 9:37 p.m.

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously for Council Members Skauge and Tonkin to meet with the Ski Hall Executive Director regarding the Ski Hall Lease with the City.

ADJOURNMENT

At 9:47 p.m., a motion was made by Councilman Lehmann, supported by Councilman Juidici and carried unanimously to adjourn.

Respectfully Submitted,



Cathy Smith

Recording Secretary