

**IRON RIVER CITY COUNCIL  
REGULAR MEETING  
WEDNESDAY, AUGUST 7, 2002  
6:00 P.M.**

The meeting was called to order at 6:00 p.m. in the Legion Room of the Iron River City Hall, with Mayor Charlotte Soderbloom presiding.

Members present included Tom Beber, Ray Coates, Klint Safford, Virgil Thompson, Mayor Charlotte Soderbloom, City Manager Rick Commenator, and City Clerk Peggy Shamion.

Tom Mayo, Mike Gatzow, Phil & Eric Westphal, George Treado, Arthur Sacheck, Bob Hagelin and Bernard Smith all attended the meeting.

The Pledge of Allegiance was recited.

The agenda was amended to included under Financial (d) Water Project pay request #10 (including engineering inspection); New Business (c) City Attorney position. Beber moved with Safford supporting to approve the amended agenda. All were in favor. Motion carried.

**APPROVAL  
OF AGENDA**

Thompson moved with Coates supporting to approve the minutes of the previous meeting held on July 24, 2002. All were in favor. Motion passed.

**APPROVAL  
OF MINUTES**

There were no public comments at this time.

Beber moved with Coates supporting to approve the Consent Agenda which consisted of the WICSA June 24, 2002 minutes, Zoning Board of Appeals July 23, 2002 minutes, Watershed Council minutes of July 1, 2002, WIC Fire Board special meeting minutes of July 15 and July 22, 2002. All were in favor. Motion carried.

**CONSENT  
AGENDA**

Beber moved with Soderbloom supporting to approve the department reports from the Manager, Public Works and Police Dept. All were in favor. Motion carried. (there was no legal report)

**DEPART-  
MENT  
REPORTS**

Manager Commenator reported that he has been in contact with the State Cemetery Licensing Board and was advised that cemeteries owned and operated by governmental subdivisions or religious organizations are exempt from the Cemetery Regulations Act (PA 251 of 1968).

**CEMETERY  
LICENSE  
FOR  
EXPANSION**

**FINANCIALS**

MDOT invoice #AP 245459 for Stambaugh Avenue Bridge was approved for payment of \$1,274.40, on a motion from Beber and Thompson supporting.  
Roll Call: Ayes: 5 Nays: 0 Motion carried.

**STMBO AVE  
BRIDGE  
INVOICE-  
MDOT**

Beber moved with Safford supporting to renew the city liability and property insurance with MML for one year for \$52,018.00. (the insurance will be bid out next year)  
Roll Call: Ayes: 5 Nays: 0 Motion passed unanimously.

**RENEW  
INSURANCE  
FOR ONE  
YEAR**

The City Attorney's bill was tabled for clarification on a motion from Coates with Safford supporting. (Stambaugh Twp sewer charges)

**ATTORNEY  
BILL**

Roll Call: Ayes: 3 Nays: 2 – Beber & Soderbloom Motion carried.

Pay estimate #10 for the Iron River Water Project including engineering inspection was approved on a motion from Soderbloom with Beber supporting. Also included as an attachment to the motion is when the city receives payment from Rural Development, they withhold payment to Alliance Construction until requested lien wavers have been supplied to the city.

**APPROVAL  
OF PAY  
EST#10 FOR  
I.R. WATER  
PROJECT**

Roll Call: Ayes: 5 Nays: 0 Motion passed.

Tom Mayo of STS Consultants reported that the deficiencies will be corrected on W. Genesee St. in front of 711 W. Genesee along with the crack in the road. The curbing will be removed and replaced.

STS Consultants engineering bill for \$7,283.05 for Stambaugh Avenue Bridge was approved for payment on a motion from Beber with Soderbloom supporting.

**STAMBO  
AVE BRIDGE  
ENGINEER-  
ING BILL**

Roll Call: Ayes: 5 Nays: 0 Motion carried.

Beber moved with Coates supporting to receive the check register for July 2002 and place it on file. All were in favor. Motion carried.

Coates moved with Thompson supporting that the city NOT grade or re-black top W. Genesee St. between 4<sup>th</sup> – 9<sup>th</sup> Ave, just because of the color.

**NO PAVE ON  
W. GENESEE  
ST.**

Roll Call: Ayes: 5 Nays: 0 Motion carried.

**OLD BUSINESS**

Mike Gatzow of STS Consultants has submitted a proposal to prepare a USDA Rural Development application for water improvements to the North District (Mineral Hills) area. The application will be based on the previous selection of a \$1.2 million option.

**I.R. NORTH  
H2O PROJ  
APPLCATN  
PROPOSAL  
WITH STS**

The fee of STS Consultants would be to carry the north district water project through the application phase, up to funding.

Safford moved to approve the contract with STS Consultants for the north water district project application, and authorize the City Manager to be the signatory of all documents and be named the representative. Beber supported the motion.

Roll Call: Ayes: 5 Nays: 0 Motion passed.

**NEW BUSINESS**

Phil & Eric Westphal from Westphals' Inc. would like to expand their facilities and construct another building above the existing structures on their property. The city has a sanitary sewer manhole in the middle of where they plan to build. The sewer line feeds one house on Hunter Road.

**WESTPHALS  
CONSTRU-  
CTION OF  
ANOTHER  
BUILDING**

Safford recollected that there is a possible easement for this property and thought the city should research it.

Westphal's found documentation on the alleyway and road rights.

Beber moved to table any decision for Westphal's dilemma until the next meeting, so the city can research the issue. Coates supported the motion. All were in favor. Motion carried.

**WESTPHALS  
EXPANSION**

Beber moved to vote for all seven trustees for the MML Worker's Compensation Trustee Election. Soderbloom offered support. All were in favor. Motion carried.

**MML  
WORKERS  
COMP  
TRUSTEES**

Safford has concerns about City Attorney Mark Tousignant representing Stambaugh Township in legal matters, because of the Sunrise Addition sewer problems. Safford felt this was a conflict and thought the city should put the attorney position out on bids.

**BID OUT  
ATTORNEY  
POSITION**

With that, Safford moved to put the City Attorney position out on bids. Coates supported the motion.

Roll Call: Ayes: 3 Nays: 2 – Beber & Soderbloom Motion carried.

Safford then moved to ask for bids in one month for the first meeting in September. Proposals should include an hourly rate plus what incidentals are; represent us in city matters not covered by insurance and they wouldn't have to attend all city meetings. Coates supported the motion. (the board will review the ad before publishing)

Roll Call: Ayes: 4 Nays: 1 – Soderbloom Motion carried.

#### **COMMISSIONER COMMENTS**

Coates commended (on behalf of the Daughters of Isabella) the excellent job the city crew did at Nanaimo Park for their picnic this past week with the lawn and trash.

Also, the city crew was commended for their part in responding to an emergency situation at 711 W. Genesee where a water line burst.

Soderbloom moved to have a proclamation drawn up congratulating the WIC Fire Dept. for their #1 performance overall in the Annual Fireman's Tournament. Beber supported the motion. All were in favor. Motion carried.

**WICFD  
PROCLAM  
ATION**

Beber moved with Thompson supporting to adjourn the meeting at 7:35 p.m. All were in favor. Motion carried.

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**Peggy Shamion, CMC  
City Clerk**