

**IRON RIVER CITY COUNCIL  
REGULAR MEETING  
WEDNESDAY, JULY 2, 2003  
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.

The Pledge of Allegiance was recited.

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

Others in attendance at the meeting included Tom Mayo, Bernard St. Germain and George Treado.

Amendments to the agenda included moving the June check register under Consent Agenda (c); delete 9 (f) STS invoice #245234 and 10 (b) Skateboard Park Pad and add to 10 (b) Flood Mitigation Project; also add 11 (e) purchase server.

Beber moved with Safford supporting to accept the agenda as amended. All in favor. Motion carried.

**APPROVAL  
OF AGENDA**

The minutes of the previous meeting held on June 18, 2003 were accepted as presented, on a motion from Thompson with Coates supporting. All in favor. Motion carried.

**APPROVAL  
OF MINUTES**

Mayor Soderbloom gave her State of the City Address. (see attached)

**MAYORS  
STATE OF  
THE CITY  
ADDRESS**

There were no public comments.

Coates moved with Thompson supporting to receive and file the correspondence listed in the Consent Agenda which consisted of the DDA minutes of May 19, 2003, Zoning/Planning Board minutes of April 24, 2003 and the June check register. All were in favor. Motion passed.

**APPROVAL  
OF  
CONSENT  
AGENDA**

Safford moved with Coates supporting to issue a warning citation to Ben Smith in reference to a trailer, which was supposed to be removed in April 2003. All were in favor. Motion carried.

**MOTION TO  
ISSUE BEN  
SMITH  
WARNING  
TICKET**

All department reports were received and filed by a motion from Coates with Safford supporting. All were in favor. Motion passed.

**FINANCIAL**

Tom Mayo of STS Consultants gave an update on the water project. He explained that part of Hilltop and the south part of Burns Addition are the only areas left to install mains. Approximately 70,000 lineal feet of new water main has been installed; replaced 148 fire hydrants; replaced 262 new valves. There have been 650 homes and businesses transferred onto the new mains to date. Having completed this amount of work, has reduced 100,000 gallons of water pumped per day. He requested once again that the joint check system still be in affect for payment.

**UPDATE  
WATER  
PROJECT**

Attorney Tousignant asked that at the end of the project if there is any contingency funds left over, if the city's water reserve funds could be reimbursed due to the depletion of funds during the winter because of some inadequacies with the water project. Mayo said he thought that it could be possible and that it would be checked into.

Safford moved with Beber supporting to approve pay estimate #18 for the water project; in addition joint checks be issued for payments. Roll Call: Ayes: 5 Nays: 0 Motion carried.

**APPROVAL  
OF PAY  
ESTIMATE  
#18**

Attorney Tousignant's bill for \$2,188.60 for June was approved for payment on a motion from Coates and Thompson supporting. Roll Call: Ayes: 5 Nays: 0 Motion carried.

**APPROVE  
ATTORNEY  
BILL**

All restoration work has been completed by James A. Spicer Inc. on the 4<sup>th</sup> St. interceptor line. Thompson moved with Beber supporting to authorize final payment to James A. Spicer, Inc. for \$1,546.75. Roll Call: Ayes: 5 Nays: 0 Motion carried.

**APPROVE  
FINAL PYMT  
TO JIM  
SPICER-4<sup>TH</sup>  
ST INTER-  
CEPTOR**

Beber moved with Safford supporting to authorize payment to STS Consultants for design engineering services for River Street/Allen Street Project for \$5,809.97. Roll Call: Ayes: 5 Nays: 0 Motion passed.

**OLD BUSINESS**

Commenator reported that the Water and Sewer Rate Committee met again. Gary Pisoni and his staff have been working on a system that would have a single base rate per customer and a single commodity charge for usage over a minimum. (see attached memo)

**W/S RATE  
STUDY**

Manager Commenator recommended to the board that we continue with the system now in use and familiar to our customers, which is the "user based" system. Modify the definition of a "user" and bring the 16 to 18 customers that were overlooked at consolidation into compliance with the system.

Safford moved with Soderbloom supporting to adopt the amendments to the water ordinance that were published on April 2, 2003, modifying the user based system and were the subject of a Public Hearing held on April 9, 2003.

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

**ADOPT  
AMENDMEN  
TS TO THE  
W/S  
ORDINANCE**

Safford moved with Soderbloom supporting to adopt the amendments to the sewer ordinance that were published on April 2, 2003 modifying the user based system and were the subject of a Public Hearing held on April 9, 2003

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

**MODIFY  
DEFINITION  
OF USER IN  
ORD.**

Safford moved with Beber supporting to modify the definition of "users" and bring the 16 - 18 customers that have been in question, into compliance with the ordinance.

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

**FAMILY  
DOLLAR  
STORE RIP-  
RAPING**

Previously when there was talk about rip-raping the ditch across from the Family Dollar Store, Manager Commenator contacted the property owners to see if they had a problem or objection to the proposed work. Verbally, there were no objections.

In March, Attorney Tousignant sent property owners letters advising them of the Corps of Engineers involvement and asking them to sign an easement to allow the project to proceed.

The Corps is currently asking the Manager and Attorney to sign certifications that the city has the authority to grant the Corps access to the properties.

However, when David Alexa met with Commenator at the site and was shown what is being proposed, he informed Commenator that he would sell his strip of land to the city for \$10,000. The current assessed value of the property is \$1,970.00.

The project cannot proceed without the easements. Attorney Tousignant suggested speaking to the Watershed Council to see if they have any interest in the property and could help out in this situation. Manager Commenator will check with the Watershed Council on the issue.

Safford moved with Beber supporting to purchase a raft to be used at Ice Lake Park from Waterfront Products for \$5,167.71.

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

**PURCHASE  
RAFT FOR  
ICE LAKE  
PARK**

## **NEW BUSINESS**

Safford moved with Beber supporting to authorize Manager Commenator to attend the International City Manager's Association Conference in Charlotte, NC September 21 – 23.

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

**APPROVE  
MGR TO  
ATTEND  
ICMA CON-  
VENTION**

Safford moved with Beber supporting to authorize the Mayor or any Council member to attend the MML Annual Convention September 16 – 18, 2003 in Detroit; also designate the mayor as the city's delegate. All were in favor. Motion carried.

**APPROVAL  
FOR MAYOR  
TO ATTEND  
MML CON-  
VENTION**

Krist Oil Company called the office and wanted the city to repair the excavation at the intersection of 1<sup>st</sup> Ave. and U.S. 2, left from the boring under the Hi-way for the water project. They were referred to Tom Mayo who in turn referred them to Alliance.

**KRIST OIL  
COLD  
PATCH  
INCIDENT**

Just prior to the Manager attending a Planning Board meeting, he was contacted by Krist Oil about getting this hole repaired. Commenator told them this is a part of the water project and that he would check with Alliance.

When the meeting was finished, Foreman Dick Anderson informed Commenator, that Krist Oil employees had taken cold patch material from the city's stockpile and patched the hole. They had not obtained permission from anyone to use our cold patch.

Now Krist Oil wants to be reimbursed for their sweeping and patching of the hole. Commenator pointed out that other businesses and residents have had to put up with dust, dirt and inconveniences during the project and haven't been reimbursed.

Coates moved with Soderbloom supporting to table indefinitely any decision on the Krist Oil issue.

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

**APPROVAL  
OF LIQUOR  
LICENSE  
FOR  
AMERICA  
LEGION  
POST 17**

Safford moved with Beber supporting to approve a liquor license request from the American Legion Post 17, for the All Class Reunion. All were in favor. Motion carried.

Coates moved to accept the Manager's recommendation and purchase a server for the city offices from Busanet Computer for \$2,549.99. Safford supported the motion.

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

**APPROVE  
SERVER**

**COMMISSIONER COMMENTS**

Thompson asked that the buoy's be put out at Ice Lake Park swim area.

Beber moved with Coates supporting to adjourn the meeting. All were in favor. Motion carried. The meeting adjourned at 6:55 p.m.

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**Peggy Shamion, CMC  
City Clerk**