

**IRON RIVER CITY COUNCIL MINUTES  
REGULAR MEETING  
JULY 7, 2004  
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 Pro-Tem Tom Beber presiding.

Members present included Councilmen Virgil Thompson, Roger Zanon, Ray Coates, Mayor Pro-Tem Tom Beber, City Manager John Archocosky, City Attorney Mark Tousignant and City Clerk Peggy Shamion. Mayor Charlotte Soderbloom was absent.

Krist Atanasoff, Jan Huizing, Rosalie King, Mike Gatzow, Jere Fritsche, Bernie St. Germain, Ben Smith and Alfred Perlongo also attended the meeting.

Additions to the agenda included moving #7 of the Pending Issue List under Old Business (b); add under New Business (I) Side Street Closure on Sidewalk Days; add under Executive Session – negotiations for land purchase and public utilities regarding taxes.

**APPROVAL  
OF AGENDA**

With that Thompson moved with Zanon supporting to approve the amended agenda. All were in favor. Motion carried.

The minutes of the Workshop/Public Hearing meeting of June 23, 2004, were approved on a motion from Coates with Thompson supporting. All were in favor. Motion carried.

**APPROVAL  
OF MINUTES**

**PUBLIC COMMENT**

Ben Smith was present informing the board that he has filed papers to run for the seat of Drain Commissioner in the County and he will be looking forward to working with the city.

Thompson moved with Coates supporting to approve the Consent Agenda, which consisted of the Zoning/Planning minutes of 6-10-04. All were in favor. Motion carried.

**CONSENT  
AGENDA**

The department reports were approved on a motion from Thompson and Zanon supporting. All were in favor. Motion passed.

**DEPT.  
REPORTS**

**FINANCIALS**

Thompson moved with Coates supporting to approve Attorney Tousignant's bill for \$3,544.50.  
Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

**ATTORNEY  
FEES  
APPROVED**

Ahlberg Electric bill for \$2,745.00 for repairs to the Lift Station (which can come out of the DEQ Fund) was approved for payment on a motion from Coates with Thompson supporting.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

**REPAIRS TO  
LIFT  
STATION**

Annual software renewal maintenance contract from Fund Balance was approved for payment of \$4,467.00, by a motion from Coates with Zanon supporting.

Roll Call: Ayes: 4 Nays: 0 - Absent: 1 – Soderbloom  
Motion carried.

**RENEW  
SOFTWARE  
MAINTENANCE**

Spicer Group's bill of \$3,865.00 for engineering services through June 19, 2004 were approved for payment by a motion from Thompson with Coates supporting.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

**APPROVE  
SPICER  
GROUP  
ENGINEERING  
SERVICE  
FOR REC  
PROJ**

Zanon moved with Thompson supporting to approve the June Check Register.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

June financials were approved on a motion from Zanon with Beber supporting.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

Beber moved with Coates supporting to table until the next meeting, purchasing grader blade. All were in favor. Motion carried.

**TABLE  
GRADER  
BLADE**

A request has been made by STS Consultants to pay James Spicer Inc. for 95% of work completed on the RV Park Middle Outlet Project through June 30, 2004 - \$91,526.99.

Coates moved with Beber supporting to pay James Spicer, Inc \$91,526.99 as per first payment request for work at the RV Park Middle Outlet Project.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

**APPROVE  
PYMENT TO  
JIM SPICER  
INC FOR  
WORK  
COMPLETED  
ON RV PARK  
MIDDLE  
OUTLET  
PROJECT**

Coates moved with Thompson supporting to approve the purchase of a computer module for Pump House #2 for \$1,500.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

**APPROVE  
COMPUTER  
MODULE  
FOR PUMP  
HOUSE #2**

**OLD BUSINESS**

Thompson moved to approve the amendments to Ordinance #12. Coates supported the motion.

**AMEND  
ORD#12**

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

**AMEND ORD  
#13**

Zanon moved with Thompson supporting to approve the amendments to Ordinance #13.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

**AMEND ORD  
#17**

Thompson moved with Zanon supporting to approve the amendments to Ordinance #17.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

**AMEND ORD  
#19**

Zanon moved with Coates supporting to approve the amendments to Ordinance #19.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion passed.

The flow study for the sewer system has been completed and the next step is for the Council to decide how they would like to proceed, to stay in compliance with the DEQ.

**MOTION TO  
SEEK  
QUALIFICA-  
TIONS FROM  
OTHER  
FIRMS FOR  
SEWER  
PROJECT**

After some discussion, Coates moved with Thompson supporting to get qualifications and interview other firms to be used for engineering for the sewer project.

Roll Call: Ayes: 3 Nays: 1 – Beber Absent: 1 –  
Soderbloom Motion carried.

**NEW BUSINESS**

**DEER AT  
AIRPORT**

Krist Atanasoff, Airport Manager of the Stambaugh Airport (employee of the county) was present at the meeting. There is a concern about the deer population at the airport and they are afraid that a collision is going to take place with a plane and a deer and they are trying to prevent that. Atanasoff stated that the DNR will issue a permit to him to kill the deer at the airport (venison will be distributed to various charities).

However, the county needs the city’s approval because the city has an ordinance regulating discharge of firearms in the city limits.

Manager Archocosky has visited the issue with Police Chief Goriesky, who agrees that there is a definite problem at the airport with the deer.

**MOTION OF  
NO  
OBJECTION  
TO DNR  
GRANTING  
PERMISSION  
TO COUNTY  
TO  
ELIMINATE  
DEER  
POPULA-  
TION**

Jan Huizing, County Administrator made reference to the fact that the liability is the counties and Atanasoff is covered by the county.

Zanon moved that the city have no objection to the DNR granting permission to the county to eliminate the deer population. Thompson supported the motion.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

Coates moved with Thompson supporting to re-appoint Jere Fritsche to the Zoning/Planning Board. All were in favor. Motion carried.

Coates moved with Thompson supporting to re-appoint Ruth Oberg to the Zoning/Planning Board. All were in favor. Motion carried.

Thompson moved with Zanon supporting to re-appoint John Archocosky to the Zoning/Planning Board. All were in favor. Motion passed.

Zanon moved with Thompson supporting to re-appoint Charlotte Soderbloom to the Zoning/Planning Board. All were in favor. Motion passed.

Zanon moved with Beber supporting to re-appoint Rick Commenator to the Zoning/Planning Board. All were favor. Motion passed.

Bernard St. Germain was re-appointed to the Zoning Board of Appeals for a three-year term, on a motion offered by Coates and Thompson supporting. All were favor. Motion carried.

Bids were received for four Recreation Projects in the City. James Spicer, Inc. was low bidder on three of the projects (didn't bid on the Nelson Field Project).

Manager Archocosky recommended awarding the three projects as bid per Attorney Tousignant's review to James Spicer, Inc. (Bachman Park Tennis Courts, Basketball Courts and Skate Park).

Thompson moved with Coates supporting to award the three projects as bid to James Spicer, Inc. for \$78,630. (Bachman Park Tennis Courts, Basketball Courts and Skate Park)

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

James Spicer Inc. did not bid on the Nelson Field Project however, he will take another look at it. The Nelson Field project is bid separately, as Friends of Nelson Field will pay for that. Archocosky will talk to Bacco and see if they are interested (they were low bidder on Nelson Field) on doing just the Nelson Field Project.

Coates moved with Thompson supporting to declare Sat. July 17, 2004 as Bay Cliff Health Camp Day. All were in favor. Motion carried.

Thompson moved with Zanon supporting to authorize Manager Archocosky to get quotes on sand via the phone.

**REAPPOINT  
J. FRITSCHÉ,  
RUTH  
OBERG,  
JOHN  
ARCHOCOS  
KY,  
CHARLOTTE  
SODERBLO  
OM AND  
RICK  
COMMENAT  
OR TO  
ZONING/PLA  
NNING  
BOARD**

**REAPPOINT  
B. ST.  
GERMAIN TO  
ZONING  
BOARD OF  
APPEALS  
FOR 3  
YEARS**

**MOTION TO  
AWARD BID  
TO JAMES  
SPICER INC  
FOR 3  
RECREA-  
TION  
PROJECTS**

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

For informational purposes only, correspondence was received on behalf of Mike Casanova, owner of property in Section 25 between Hunter Road and Franklin St., with a diagram of a residential development project, he would like to undertake.

**CASANOVA  
DEVELOP-  
MENT**

Attorney Tousignant explained part of the Land Division Act and because of the city's population when a development firm submits a plan to sub divide lots, the city has to approve or deny the obligation. Certain things are required of the act before the city approves it. Tousignant noted that the way the lots are divided would meet the requirements

Archocosky explained that this is very positive for the city. He will need to review details with the City Attorney and Mr. Casanova.

Beber pointed out that a tree needs to be cut down in the parking lot behind City Hall.

Manager Archocosky will look into a concern about a dump pile down by Hebert Construction on 19<sup>th</sup> St.

A special meeting was established for August 13, 2004 at 3:00 p.m. in the Legion Room of the Iron River City Hall for a bid opening for the Water Contingency Project.

**SPECIAL  
MEETING  
SET FOR BID  
OPENING**

Coates moved with Thompson supporting to authorize permission for closure of two streets on July 16, 2004 for sidewalk days; on 2<sup>nd</sup> Street between W. Adams & W. Maple from alley to alley and on 3<sup>rd</sup> St. from W. Genesee to W. Maple (just to the alley). They will also be granted permission to use the electricity on the poles at the intersections on W. Genesee St. All in favor. Motion carried.

**PERMISSION  
FOR STREET  
CLOSURE**

Manager Archocosky read the State of the City message, because of the absence of Mayor Soderbloom. (see attached)

**STATE OF  
THE CITY  
MESSAGE**

Beber moved with Coates supporting to adjourn the regular meeting and go into executive session to discuss the Reitmeyer litigation, Land purchase negotiations and Public Utility litigation. All were in favor. Motion carried. Meeting adjourned at 7:25 p.m.

**EXECUTIVE  
SESSION**

Regular meeting reconvened at 7:55 p.m.

Beber moved with Coates supporting to accept the offer from Don Powell on behalf of Allen Reitmeyer to pay the city \$409 for the delinquent sewer bill.

**REITMEYER  
LITIGATION**

Roll Call: Ayes: 3 – Coates, Zanon and Beber Nays: 1 – Thompson Absent: 1 – Soderbloom Motion carried.

**COMMISSIONER COMMENTS**

Beber asked that the city acknowledge several years of service to the city from Garold Ward (for formerly Stambaugh).

Zanon moved to rescind his earlier motion that the city has no objection to the DNR granting permission to the county to eliminate the deer population at the Stambaugh Airport. Thompson supported the motion.

Roll Call: Ayes: 4 Nays: 0 Absent: 1 – Soderbloom  
Motion carried.

**MOTION TO  
RESCIND NO  
OBJECTION  
TO DNR TO  
ISSUE  
PERMIT TO  
KILL DEER**

Manager Archocosky will contact Jan Huizing and tell him the motion was rescinded.

Coates moved with Thompson supporting to adjourn the meeting. All were in favor. Motion carried.

The meeting adjourned at 8:20 p.m.

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Peggy Shamion, CMC  
City Clerk