

**IRON RIVER CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, AUGUST 18, 2005
5:00 P.M.**

The meeting was called to order at 5:00 p.m. in the Legion Room of the Iron River City Hall, with Mayor Charlotte Soderbloom presiding.

The Pledge of Allegiance was recited.

There was a moment of silence in memory of the passing of Councilman Virgil Thompson.

Members present included Councilman Tom Beber, Ray Coates, Tom Beber, Mayor Charlotte Soderbloom, City Manager John Archocosky, City Attorney Mark Tousignant and City Clerk Peggy Shamion.

Others attending included Jere Fritsche, Craig Richardson and Mark Gasperini.

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

Amendments to the agenda included moving 13 (c) Mark Gasperini request up to New Business 12 (g); also adding 12 (h) Vandalism to city property.

**APPROVAL
OF THE
AGENDA**

Beber moved with Coates supporting to accept the amended agenda. All were in favor. Motion carried.

Minutes of the Public Hearing meeting of July 20, 2005, Regular city meeting of July 2, 2005 and the Special meeting of July 28, 2005 were all accepted as written, on a motion from Coates with Zanon supporting. All were in favor. Motion carried.

**APPROVAL
OF MINTUES**

There was no public comment at this time.

The Consent Agenda was approved as presented on a motion from Coates with Beber supporting.

**CONSENT
AGENDA**

Roll Call: Ayes: 4 Nays: 0 Motion passed.

The Legal Report was accepted and placed on file from a motion by Beber with Coates supporting. All were in favor. Motion carried.

**LEGAL
REPORT**

FINANCIALS

Coates moved with Beber supporting to approve the July 2005 financials.

Roll Call: Ayes: 4 Nays: 0 Motion carried.

Beber moved with Zanon supporting to approve final pay estimate #5 for \$99,306.47 and Change Order #3 for \$29,564.01 to Lakeland Enterprises for the Water Distribution System Improvements Contingency project.

Roll Call: Ayes: 4 Nays: 0 Motion carried.

**APPROVE
FINAL PYMT
& CHANGE
ORDER FOR
CONTIN-
GENCY
PROJ**

OLD BUSINESS

The city had a discharge permit issued by the DEQ for the Mineral Hills lagoon which expired in 2000. Now the city must enter into an Administrative Consent Order (ACO) with the DEQ for discharging waste or waste effluent without a valid permit.

**DEQ
DISCHARGE
PERMIT FOR
MH LAGOON**

After some discussion, Coates moved with Zanon supporting to approve the DEQ Administrative Consent Order for the Mineral Hills lagoon.

Roll Call: Ayes: 4 Nays: 0 Motion passed.

Zanon moved with Coates supporting to approve the Alltel lease agreement for the water tower.

Roll Call: Ayes: 4 Nays: 0 Motion carried

NEW BUSINESS

Three bids had been received for the Lalley Road Sanitary Sewer Improvements/Road Reconstruction – Contract 1 Project. After reviewing the bids, it appears that Hebert Construction was the low bidder.

**AWARD FOR
LALLEY RD
SANITARY
SEWER/RD
RECNSR
PROJ**

Craig Richardson of STS Consultants informed the board that they compared all the bids and they were within 5% of each other. A Change Order was executed to reduce the price to \$866,078.32. Beber moved with Coates supporting to award Heber Construction the successful bidder for the Lalley Road Sanitary Sewer Improvements/Road Reconstruction-Contract 1 for \$866,078.32 and execute the Change Order.

Roll Call: Ayes: 4 Nays: 0 Motion carried.

Coates moved with Beber supporting to reappoint Dale Everson to the Zoning Board of Appeals for a 3 year term to expire 7-1-08. All were in favor. Motion carried

**REAPPOINT
DALE EVER-
SON TO ZBA**

Coates moved with Beber supporting to reappoint Kevin Upperstrom to the Zoning Board of Appeals for a 3 year term to expire 7-1-08. All were in favor. Motion passed.

**REAPPOINT
KEVIN
UPPERSTRO
M TO ZBA**

Due to the untimely death of Virgil Thompson the board agreed to advertise the vacancy. Beber moved with Soderbloom supporting to advertise the vacancy and have a special meeting set up in a few weeks.

Roll Call: Ayes: 4 Nays: 0 Motion carried.

Zanon moved with Beber supporting to appoint Mayor Soderbloom as the voting delegate for the MML Convention. All were in favor. Motion carried

Correspondence was received from PROTEC/Michigan Coalition to Protect Public Rights-of-Way, alerting us that our cable franchise fees and Metro Act payments may be in jeopardy. Application for membership to the organization is based on the MML directory and the city is asked to pay \$423.25.

**TABLE
PROTEC
DECISION**

After some discussion, Beber moved with Coates supporting to table any decision until further research can be obtained. All were in favor. Motion carried.

A request has been received from a resident on Hilltop Addition to purchase property located behind their home.

**ADVERTISE
PROPERTY**

Coates moved with Beber supporting to advertise for the parcel of property behind 1509 W. Franklin St. (150' by 130') with the stipulation that the city wants to know what the bidders intentions are. Roll Call: Ayes: 4 Nays: 0 Motion carried.

Mark Gasperini was requesting that the city abandon an alley between Lay Ave. and U.S. 2, which separates two of his parcels. He would in turn construct an entry for the city onto their property which leads to the pump house off of Lay Ave.

**MARK
GASPERINI
ABANDON
ALLEY**

The Wellhead Protection has restrictions in the area. The only issue Attorney Tousignant has is to make sure that the alternative route be put in properly.

Archocosky will meet with Attorney Tousignant and Dick Anderson to discuss finalization of the road. He will then meet with Mark Gasperini to discuss the particulars. A written format agreement will be drafted.

Mayor Soderbloom is concerned about the vandalism that is taking place at the Chalet and Nelson Field. She would like the board to consider installing security cameras.

Beber then moved with Coates supporting to offer a \$500 reward for the arrest and conviction of the person/persons involved with destruction at Nelson Field/track. Roll Call: Ayes: 4 Nays: 0 Motion carried.

**REWARD
FOR
NELSON
FIELD
VANDALISM**

No bids were received on the Stambaugh Fire Hall advertisement. The board decided to continue to advertise a few more times before the next meeting.

**EXECUTIVE
SESSION**

Beber moved with Zanon supporting to go into Executive Session to discuss union negotiations and Pasty Shop property sale.

Roll Call: Ayes: 4 Nays: 0 Motion carried

Meeting adjourned into Executive Session at 6:00 p.m.

The regular meeting reconvened at 6:45 p.m.

Beber moved with Coates supporting to ratify the Department of Public Works union contract.

Roll Call: Ayes: 4 Nays: 0 Motion carried.

Beber moved to authorize the City Attorney to participate in the tax auction (August 30) to secure the Pasty Shop. Coates supported the motion.

Roll Call: Ayes: 4 Nays: 0 Motion passed.

The meeting adjourned at 6:50 p.m. by a motion from Coates with Beber supporting. All were in favor. Motion carried.

Peggy Shamion, CMC
City Clerk