

January 4, 2010

Minutes of the regular meeting of the city council of the City of Kingsford, County of Dickinson, and State of Michigan.

A regular meeting of the Kingsford city council was held Monday, January 4, 2010 at 6:30 p.m. in the council room in City Hall.

Roll Call: Present: Councilmember Baldinelli, Flaminio, Miller, Novara, and Pearson.
Absent: None.

Also present were City Manager Darryl Wickman, City Attorney Bruce Brouillette, Public Safety Director Jan Groeneveld, Public Works Superintendent Anthony Edlebeck, Kevin Kleinert, Jake Tousignant, Andrea Engelman, Austin Deming, Jim Anderson, Alex Arcaro, Bob Goodreau, Robert Tedeschi, and Joe LaFave.

The pledge of allegiance was stated.

A motion was made by Councilmember Baldinelli and supported by Councilmember Miller to approve the agenda with the addition of a request by Joe LaFave of Lakeside Builders for a client who would like to purchase property on which to locate a business in the city of Kingsford.

ALL AYES. NO NAYS. MOTION CARRIED.

The consent agenda consisted of the following:

Minutes of the regular council meeting held December 21, 2009
Bills Payable from December 21, 2009 to January 4, 2010 in the amount of \$152,894.82
Public Works Department Report for December 2009

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to approve the consent agenda.

ALL AYES. NO NAYS. MOTION CARRIED.

There were no public comments.

A copy of all communications are affixed to and made a part of the permanent record.

The Dickinson-Iron Intermediate School District request to collect summer taxes was read.

A motion was made by Councilmember Baldinelli and supported by Councilmember Miller to receive the letter and place it on file.

ALL AYES. NO NAYS. MOTION CARRIED.

The city manager began his report stating that he received a loan application from Khoury, Inc. to utilize the city's Revolving Loan Fund. To proceed with processing the application, a public hearing will be necessary prior to the council's approval of the loan. The Review Committee has not yet met to go over the details of the project; therefore, the manager stated he may have more information available for the next council meeting. He asked the council to set a public hearing date.

A motion was made by Councilmember Baldinelli and supported by Councilmember Miller to schedule a public hearing for February 1, 2010 at 6:45 p.m. to consider the RLF application submitted by Khoury, Inc.

ALL AYES. NO NAYS. MOTION CARRIED.

The manager continued his report informing the council that there are a few committee and commission terms expiring this month. From the Planning Commission, Dean Geronimi and Susan Frahm's three-year terms will expire; however, Susan Frahm has moved out of the city but has not officially resigned from the commission. From the Citizen's Advisory/Parks and Recreation Committee, Gerald Elliott and Paul Schultz's three-year terms will also expire. The manager stated that the council could either reappoint or advertise and seek new applicants for these seats. All have been good members and the manager recommended reappointment.

A motion was made by Councilmember Baldinelli and supported by Mayor Novara to advertise in the newspaper and on the website for persons interested in filling the vacancies on the Planning Commission. ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Baldinelli and supported by Mayor Novara to reappoint Dean Geronimi to the Planning Commission and Gerald Elliott and Paul Schultz to the Citizens Advisory/Parks and Recreation Committee for three-year terms. ALL AYES. NO NAYS. MOTION CARRIED.

The city manager informed the council that due to January 18th being a national holiday, the next regular council meeting will be held on Tuesday, January 19, 2010.

A motion was made by Councilmember Miller and supported by Councilmember Pearson to receive the Manager's report and place it on file. ALL AYES. NO NAYS. MOTION CARRIED.

Under old business, there was a lengthy progress discussion concerning the Riverdale Condominium. Discussed were the berm that encroaches on city property and a city utility easement. Also discussed was Mr. Kleinert's most immediate concern with the dedication of the parkway since buyers and their lenders need assurances that there is access to their lots.

The city attorney suggested that the developer grant easements to those purchasing the lots to ensure access via the new parkway. There would be a stipulation that the parkway could become a public street in the future. Mr. Kleinert was agreeable to the suggestion and he encouraged talks to reach solutions to the remaining issues. It is in the best interest of both parties for this project to move forward.

A motion was made by Councilmember Baldinelli and supported by Councilmember Miller to table the Riverdale Condominium matter until the January 19, 2010 regular council meeting. ALL AYES. NO NAYS. MOTION CARRIED.

The CUPPAD Regional Commission invitation for comments regarding the proposed Breitung Township Wastewater System Improvements was discussed. The city manager provided a draft letter to CUPPAD expressing the city's serious concerns regarding the Township's application for federal funds to construct the project entitled Wastewater System Improvements.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to send the appropriate form for comments regarding the proposed Breitung Township Wastewater System Improvements with a copy of the city's letter expressing concerns attached and the city manager contact the Breitung Township Superintendent informing him of what the City of Kingsford is submitting to the Federal Review Coordinator at CUPPAD Regional Commission. ALL AYES. NO NAYS. MOTION CARRIED.

Under new business, the request by Joseph LaFave of Wausau Homes requesting to purchase a piece of City-owned property at the corner of Knudsen and Maule Drives was considered. The manager presented a copy of an email from the city assessor regarding value. The committee has not yet made any

recommendation. The city manager also stated that there could be a perception of a conflict of interest with himself as Mr. LaFave is his brother-in-law. He suggested that it would be best if the council either makes a decision on this without having a recommendation from the committee or waits until the city assessor is back to work and she and Tony can provide a recommendation. The manager suggested that along with the price, it is important to determine whether or not the size of the building and its proposed use warrants a parcel of land as large as 1.1 acres.

The Negotiating Committee along with Tony Edlebeck and Mr. LaFave will meet Friday, January 8, 2010 to try to reach a tentative agreement to present to the city council who gives final approval to land sales.

There were no hearings or public comments.

A motion was made by Councilmember Baldinelli and supported by Councilmember Flaminio to adjourn into executive session to discuss pending litigation.

ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to reconvene into regular council session.

ALL AYES. NO NAYS. MOTION CARRIED.

Under council member's privilege, Councilmember Flaminio explained an email he planned to send to council members regarding Public Safety employees' pensions.

There being no further business, a motion was made by Councilmember Baldinelli and supported by Councilmember Pearson to adjourn the meeting.

ALL AYES. NO NAYS. MOTION CARRIED.