

May 3, 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, May 3, 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, Brian Smeester, Jim Anderson, Bob Goodreau, Bill Hardacre, Cassandra Rietveld, and Sandra Toth.

The pledge of allegiance was stated.

A motion was made by Councilmember Miller and supported by Councilmember Baldinelli to approve the agenda as presented.

ALL AYES. NO NAYS. MOTION CARRIED.

The consent agenda was comprised of the following:

Minutes of the regular council meeting held April 19, 2010
Bills Payable from April 19, 2010 to May 3, 2010 in the amount of \$104,408.15
Treasurer's Report for quarter ended March 31, 2010

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

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 Public Works Department report was read. The superintendent has requested an estimate from U.P. Engineers and Architects to have Breen Avenue completed with full width paving from Hooper Street to Birch Street. This would be in addition to the original scope of the storm sewer project. The additional contractor work is estimated at \$87,000 and \$3,000 is estimated for additional construction engineering work. The superintendent recommended that a change order be approved to have the additional work completed at this time for three (3) reasons – 1) this will reconstruct the entire paved area on Breen Avenue between Hooper Street and Birch Street; 2) this section of street in this business area will not have to be disturbed for twenty plus (20+) years; and, 3) funds are available in the major street budget or it could potentially be incorporated into the sewer project itself.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to approve the change order to pave the full width of Breen Avenue from Hooper Street to Birch Street utilizing remaining sewer project bond funds and, if necessary, major street funds.

Roll Call: Ayes: Councilmember Baldinelli, Flaminio, Miller, Novara, and Pearson.
Nays: None.
Absent: None.
Carried.

A motion was made by Councilmember Pearson and supported by Councilmember Miller to receive and place on file the April 2010 Public Works Department report.
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Pearson and supported by Councilmember Flaminio to receive and place on file the letter dated April 20, 2010 and the letter dated April 26, 2010 from Gary Jacobson regarding rezoning the property located at 120 Parkway Street.
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Pearson and supported by Councilmember Baldinelli to receive and place on file the letter dated April 15, 2010, with attachment, from the City of Ishpeming regarding the annual MML meeting.
ALL AYES. NO NAYS. MOTION CARRIED.

A letter from the Assistant Superintendent of Public Works, George Groeneveld, regarding his plan to retire on June 30, 2010 was read.

A motion was made by Mayor Novara and supported by Councilmember Flaminio to receive, with regret, the letter from George Groeneveld and place it on file.
ALL AYES. NO NAYS. MOTION CARRIED.

A letter with attachments from Bill Hardacre, Chairman of the Spring Lake Animal Shelter Board of Directors was considered. He is asking for council support in his effort to gain an exemption from the building code requirement to install an elevator in the new animal shelter.

A motion was made by Councilmember Flaminio and supported by Councilman Pearson to authorize the city manager to send a letter of support from the Kingsford city council for the Spring Lake Animal Shelter's request for an exemption from installing an elevator at its new building.
ALL AYES. NO NAYS. MOTION CARRIED.

The city manager gave his report updating the council on the budget, the Oldenburg project, and springtime activity. He asked for authorization to send proposals to qualified auditing firms for the next three (3) fiscal years ending June 30, 2010, 2011, and 2012.

A motion was made by Councilmember Baldinelli and supported by Councilmember Pearson to authorize the city manager to obtain proposals from qualified auditing firms for audits for FYE June 30, 2010, 2011, and 2012.
ALL AYES. NO NAYS. MOTION CARRIED.

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

Under Old Business, the engineer's analysis of the storm water outfall area north of the Riverdale development was discussed. The city manager said the engineer's estimated cost for Option A is \$67,420.00 versus \$90,005.00 for Option B.

After discussion, a motion was made by Councilmember Pearson and supported by Councilmember Baldinelli to table the analysis of the storm water outfall area north of the Riverdale development until the council has met with the engineer.
ALL AYES. NO NAYS. MOTION CARRIED.

The Iron Mountain-Kingsford Community Schools response to their request for additional information regarding the annual Summer Recreation Program was considered. They provided a participation breakdown for 2009 for the three (3) entities – City of Iron Mountain = 42%, City of Kingsford = 32%, and Breitung Township = 26%. This year they are asking for an equal share of \$3,000 for each community.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to participate in the 2010 Iron Mountain-Kingsford Community Schools Summer Program in the amount of \$3,000.
ALL AYES except for Councilmember Pearson who voted NAYS. MOTION CARRIED.

A motion was made by Mayor Novara and supported by Councilmember Baldinelli to receive the communication from the Community Schools and place it on file.
ALL AYES. NO NAYS. MOTION CARRIED.

Under New Business, the council read the Planning Commission recommendations for amendments to the Zoning Ordinance as follows: 1.) there is currently no language in the ordinance to address handicapped ramps. Due to the slope requirements for such ramps, often times there is no way to construct them and be in compliance with the required setbacks. The Commission recommends that authority be given to the zoning administrator to approve handicapped ramps that encroach into required setback areas. 2.) The Planning Commission examined the requirements for side lot setbacks for multi-family residential projects. Currently the requirement is eight (8) feet. The Commission feels that multi-family projects should be required to have a side lot setback of not less than thirty (30) feet and recommends that under Section 44-302, footnote (h), the first two (2) sentences should be deleted thereby requiring a minimum of a thirty (30) foot side lot setback when adjacent to a residential district.

The city attorney recommended that the Planning Commission review the entire Section 44-301 and 44-302 on setbacks. He also said the Planning Commission, by state statute, is required to have at least one (1) public hearing on proposed amendments prior to making recommendations to the city council. They need to share suggestions and then report on comments received at the public hearing.

A motion was made by Councilmember Baldinelli and supported by Councilmember Miller to refer this issue back to the Planning Commission for recommendations following their required public hearing concerning Section 44-301 and 44-302 of the zoning ordinance.
ALL AYES. NO NAYS. MOTION CARRIED.

There were no hearings, public comments, or council member's privilege.

A motion was made by Councilmember Baldinelli and supported by Mayor Novara to adjourn to an executive session to discuss a collective bargaining agreement issue.

Roll Call: Ayes: Councilmember Baldinelli, Flaminio, Miller, Novara, and Pearson.

Nays: None.

Absent: None.

Carried.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to reconvene the regular council meeting.
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Pearson and supported by Councilmember Flaminio to extend the retirement benefit of \$400 per month to George Groeneveld if he remains under the City of Kingsford's health care plan.

Roll Call: Ayes: Councilmember Baldinelli, Flaminio, Miller, Novara, and Pearson.

Nays: None.

Absent: None.

Carried.

There being no further business, a motion was made by Councilmember Baldinelli and supported by Councilmember Miller to adjourn the meeting at 7:53 p.m.

ALL AYES. NO NAYS. MOTION CARRIED.