

October 19, 2009

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, October 19, 2009 at 6:30 p.m. in the council room in City Hall.

Roll Call: Present: Councilmember Baldwin, Miller, Novara, and Sjoquist.
Absent: Councilmember Flaminio.

Also present were City Manager Darryl Wickman, City Attorney Bruce Brouillette, Public Safety Director Jan Groeneveld, Public Works Superintendent Anthony Edlebeck, Brian Smeester, Ric Studebaker, Dennis Charette, Dianne Hicks, Jeff Pearson, Adam and Tony Weber, and Jim Anderson.

The pledge of allegiance was stated.

A motion was made by Councilmember Baldwin and supported by Councilmember Novara to approve the agenda as presented.

ALL AYES. NO NAYS. MOTION CARRIED.

The consent agenda consisted of the following items:

- Minutes of the regular council meeting held October 5, 2009
- Minutes of the special council meeting held October 14, 2009
- Bills Payable from October 5, 2009 to October 19, 2009
- Public Safety Department report
- MDEQ letter of September 18, 2009 re: water supply evaluation
- CUPPAD-MDOT notice of annual elected officials meeting

A motion was made by Councilmember Novara and supported by Councilmember Miller to approve the consent agenda.

ALL AYES. NO NAYS. MOTION CARRIED.

Under public comment, Dianne Hicks of 409 Garfield Street addressed the council. She presented a letter explaining and seeking a remedy for their problem. The property survey for the Kleinert apartment project cuts off a corner of the Hicks' deck, cuts through their garden and their wood pile. The deck was in existence when Mr. and Mrs. Hicks purchased this home. Mrs. Hicks stated that in 2004 she and her husband had asked to purchase 50 feet of city property adjacent to theirs and were denied that opportunity. As a result of the survey for the Kleinert project, the Hicks' property value has decreased substantially.

Councilmembers Baldwin and Sjoquist acknowledged the dilemma and informed Mrs. Hicks that the council will look at and discuss the situation.

There were no further public comments.

There were no communications.

The city manager gave his report stating that in regard to the Revolving Loan Fund, it is his understanding that if Kingsford does not enter into an interlocal agreement to allow a regional new entity to administer the remaining balance in our RLF, the state will request the balance of the RLF and the MEDC will administer the funds statewide according to the federal CDBG rules. It is anticipated that two

(2) U.P. regional authorities will be formed; one for the western Upper Peninsula communities and another for the central Upper Peninsula communities of which the city of Kingsford would be a part.

The manager also presented the council members with proposed budget amendments. He said that Kingsford, along with most other cities, is going through a budget crunch that we in Kingsford probably have not experienced in the past fifty (50) years.

A motion was made by Councilmember Miller and supported by Councilmember Novara to accept the Manager's report and place it on file.

ALL AYES. NO NAYS. MOTION CARRIED.

Under old business, the first item was to be the bid opening for the sale of the 1981 Vector truck; however, there were no bids received. The council will consider other options.

The Riverside Disposal Area Declaration of Restrictive Covenant draft was considered. Ric Studebaker and Dennis Charette from Arcadis were present to answer any technical questions that may arise. The city attorney had two (2) comments – there should be a notice designation in the document regarding who is to be notified from the city such as the city manager, public works superintendent, or the city attorney's office; and, the document indicates that before we can lease the soccer field, the city has to give notice to Ford, KPC, and the DEQ and make sure there are assurances in place that the restrictive covenant will be complied with and there are no guarantees that the area can be used as a soccer field indefinitely.

Mr. Studebaker said there is no concern over leasing the soccer field to another entity as long as the field is maintained and the operation and maintenance plan is fulfilled.

After discussion, a motion was made by Councilmember Sjoquist and supported by Councilmember Baldwin to approve the Riverside Disposal Area Declaration of Restrictive Covenant with the addition of proper notification to the city of Kingsford being given to the city manager, public works superintendent, and city attorney.

Roll Call: Ayes: Councilmember Baldwin, Miller, Novara, and Sjoquist.

Nays: None.

Absent: None.

Carried.

Under new business, the application by the Kingsford High School Band for a permit to operate a fireworks display during halftime of the football game scheduled for Friday, October 23, 2009 was read and discussed.

A motion was made by Councilmember Baldwin and supported by Councilmember Miller to approve the application from the KHS band for a fireworks display during halftime of the October 23, 2009 football game.

ALL AYES. NO NAYS. MOTION CARRIED.

The Flivver Fall and Winter Sports Program ad request was presented.

A motion was made by Councilmember Novara and supported by Councilmember Miller to approve placing a \$250 center spread or cover sheet ad in the Kingsford 2009-2010 Athletic/Co-Curricular Book.

ALL AYES. NO NAYS. MOTION CARRIED.

The proposed 2009-2010 budget amendments for the General Fund and the Retiree's Health Insurance Fund were discussed.

A motion was made by Councilmember Sjoquist and supported by Councilmember Novara to table action on the proposed budget amendments until the next regular council meeting.
ALL AYES. NO NAYS. MOTION CARRIED.

There were no public hearings.

Under public comment, Brian Smeester stated that citizens are troubled by the economy. There are many people on social security, laid off from their jobs, and have no health insurance. He asked that the city avoid putting any more financial burdens on the residents.

There being no further business to come before the council, a motion was made by Councilmember Miller and supported by Councilmember Novara to adjourn the meeting at 7:19 p.m.
ALL AYES. NO NAYS. MOTION CARRIED.