

September 3, 2019

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 Tuesday, September 3, 2019 at 6:30 p.m. in the council room in City Hall.

Roll Call: Present: Councilmember Baldinelli, Dixon-Miller, Flaminio, Erickson and Groeneveld
Absent: none

Also present were City Manager Anthony Edlebeck, City Attorney Bruce Brouillette, Public Safety Director Brian Metras, Public Works Superintendent Jeff DeMuri, Treasurer Holly Palmer, Tanya Hiltonen and Floyd Lindholm.

The pledge of allegiance was stated.

A motion was made by Councilmember Flaminio and supported by Councilmember Groeneveld to approve the August 19, 2019 City Council Meeting minutes as presented.
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Baldinelli and supported by Councilmember Dixon-Miller to approve the agenda as presented.
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Baldinelli and supported by Councilmember Flaminio to approve the invoices for August 20, 2019 through September 3, 2019 in the amount of \$152,440.19.
ALL AYES. NO NAYS. MOTION CARRIED.

The consent agenda consisted of the following:

- Public Works Report

As requested in the Public Works Report, a motion was made by Councilmember Erickson and supported by Councilmember Baldinelli to authorize Edlebeck to bid out a quantity of water system construction and repair parts for stock. [This has been done in the past to save the budget a considerable amount by purchasing in quantity.]
ALL AYES. NO NAYS. MOTION CARRIED.

A motion was made by Councilmember Flaminio and supported by Councilmember Baldinelli to receive and place on file the consent agenda.
ALL AYES. NO NAYS. MOTION CARRIED.

There was no Public Comment.

The first item under Communications was a Michigan Public Service Commission Notice of Hearing for the Electric Customers of UMERC Case No. U-20488 to be held in Lansing, Michigan on September 10, 2019 at 10:30am.

A motion was made by Councilmember Baldinelli and supported by Councilmember Dixon-Miller to receive and place on file the Notice of Hearing for the Electric Customers of UMERC Case No. U-20488.
ALL AYES. NO NAYS. MOTION CARRIED.

The second item under Communications was a Michigan Public Service Commission Notice of Hearing for the Electric and Gas Customers of UMERC Case No. U-20377 to be held in Lansing, Michigan on September 10, 2019 at 10:00am.

A motion was made by Councilmember Groeneveld and supported by Councilmember Dixon-Miller to receive and place on file the Notice of Hearing for the Electric and Gas Customers of UMERC Case No. U-20377.
ALL AYES. NO NAYS. MOTION CARRIED.

The third item under Communications was a resignation letter from Mr. Charles Hassell addressed to the Citizens Advisory Committee. Mr. Hassell has regrettfully resigned due to health reasons. Edlebeck stated he was an asset to the Committee and will be missed.

A motion was made by Councilmember Baldinelli and supported by Councilmember Dixon-Miller to receive and place on file the resignation letter from Mr. Charles Hassell and to send a letter of appreciation.
ALL AYES. NO NAYS. MOTION CARRIED.

The last item under Communications was a letter from the MDNR with an enclosed Quit Claim Release of Reverter No. 518934 dated August 14, 2019 pertaining to 2 lots in the city – one on Crest Street [Lot 11, Block 6, Replat of Blocks 1 and 3 of First Addition to Kingsford Heights] and the other on Riehle Road

[Lot 1, Block16, Skidmore's Addition No. 2 to Village of Breitung]. The MDNR gave a strong recommendation to record the deed with the Dickinson County Register of Deeds.

A motion was made by Councilmember Baldinelli and supported by Councilmember Dixon-Miller to receive and place on file the letter from the MDNR with the Quit Claim Release of Reverter and to record the document with the Dickinson County Register of Deeds as recommended by the MDNR. ALL AYES. NO NAYS. MOTION CARRIED.

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

The Manager's Report was presented by Edlebeck.

- o The 8 members of the Dickinson County Brownfield Authority Appointees were listed.
- o The 5 members of the Dickinson County Land Bank Authority Appointees were listed.
- o A total of 955 tires have been disposed of at the Dickinson County Solid Waste Transfer Station to date under the 2019 Scrap Tire Grant.
- o Recreational Marijuana Legislation was approved by the voter on November 8, 2018. Several cities in the State of Michigan have already opted out of allowing the commercial growing, processing and selling of recreational marijuana in their jurisdictions. If a governmental unit decides to opt out of allowing marijuana establishments in its community, it is recommended that an ordinance [not a resolution] be passed prior to November 1, 2019. Two draft examples were supplied along with an informational Q&A packet for the councilmembers' review.

A motion was made by Councilmember Groeneveld and supported by Councilmember Flaminio to opt out of recreational marijuana [commercial growing, processing and selling] within the City of Kingsford and to introduce the City Attorney's draft ordinance [similar to Claire, MI example provided]. 4 AYES. 1 NAY. MOTION CARRIED.

- o Bacco Construction Co. started the Woodward Avenue portion of the city's paving projects on Monday, August 26th. They have removed the curbing along the section between Balsam Street and Westwood Avenue, and the new curbing installation has begun. Following the curb installation, paving is planned for later in September or early October.
- o The drainage from a catch basin on Woodward Avenue, west of 1713 Woodward, was modified to divert storm water to the west in order to facilitate the private property owner's plans to fill a portion of the depression in his property for future development.

- o The City continues to receive inquiries by residents to have an additional water meter issued in order to separate irrigation systems and to be invoiced for water only. This has been discussed in the past, but no formal action has been taken by the City Council. Edlebeck attached a list of items to be considered should this policy be implemented. He also wanted it noted that the modifications to the current policy will have an undetermined effect on the current water and sewer system revenues and budgets. A lengthy discussion took place.

A motion was made by Councilmember Baldinelli and supported by Councilmember Dixon-Miller to authorize the City Manager to proceed with drafting a policy allowing residents the option of an additional water meter to separate irrigation systems and to be invoiced for water only on said meter. ALL AYES. NO NAYS. MOTION CARRIED.

- o Included in the packet was a mailing from the MML with details for the 2019 MML Convention to be held at the COBO Center in Detroit, MI on September 25-27, 2019. Anyone interested in attending is asked to notify Edlebeck as soon as possible in order to get registered by next week.
- o DAEDA Annual Investor Meeting will be held at Pine Mountain Resort on September 26th at 7:30am. This meeting will begin with a light breakfast at 7:30am with the program to begin at 8:00am. The program will provide an update of the DAEDA activities during the past year along with updates from the Task Force Committees.
- o The DAEDA would like to hold a tour of Dickinson Homes, Inc. for City of Kingsford officials the week of October 7th – 11th at 2:00pm. [The councilmembers selected October 7th at 2:00pm.]

A motion was made by Councilmember Baldinelli and supported by Councilmember Groeneveld to receive and place on file the September 3, 2019 Manager's Report. ALL AYES. NO NAYS. MOTION CARRIED.

There was no Old Business.

The first item under New Business was the Introduction of Cross Connection Control Ordinance and Program. Provided in the packet was a draft copy of an ordinance for cross connections with the public water supply system, i.e. a connection or arrangement of piping or appurtenances through which water of questionable quantity, wastes or other contaminants can enter the public water supply system. This is promulgated by the State of Michigan and is something the City has been directed to address. A lengthy discussion took place.

A motion was made by Councilmember Groeneveld and supported by Councilmember Baldinelli to introduce the Cross Connection Control Ordinance and Program.
ALL AYES. NO NAYS. MOTION CARRIED.

The last item under New Business was an Application for Zoning Variance for 508 Balsam Street. Mr. Kim DeForge is requesting a side-setback variance to construct a new garage where his previous garage had collapsed during last winter. A sketch was provided. The side-setback would be less than the required 8 feet.

A motion was made by Councilmember Dixon-Miller and supported by Councilmember Erickson to set a public hearing for October 7, 2019 at 6:45pm to address the Zoning Variance for 508 Balsam Street.
ALL AYES. NO NAYS. MOTION CARRIED.

There was no Public Comment.

There was no comment under Councilmember's Privilege.

There being no further business, a motion was made by Councilmember Groeneveld and supported by Councilmember Flaminio to adjourn the meeting.
ALL AYES. NO NAYS. MOTION CARRIED.



Mayor



Clerk