

A regular meeting of the Council for the City of Crystal Falls was held in the Council Chambers of the City Hall on Monday, February 8, 2010 at 5:00 P.M. Central Time.

Roll Call: Mayor Hendrickson, Councilors Hagglund, Burke, Bicigo, and Smokevitch.

Absent: None

Also Present: Interim City Manager Olson, City Attorney Lawrence, and Deputy City Clerk/Treasurer Peltoma.

Mayor Hendrickson led the reciting of the Pledge of Allegiance.

Councilor Hagglund seconded by Councilor Smokevitch moved that the items on the Consent Agenda be approved as noted below:

1. The minutes of the regular meeting of January 11, 2010 and the special meeting of February 2, 2010 as written.
2. The following reports for the month of January 2010:
  - A. Joint Fire Authority report, as submitted by Fire Chief Ahola, indicating answering four (4) fire calls; spending approximately 80.5 man-hours fighting fires; and holding no practice and training sessions.
  - B. Police report, as submitted by Police Chief Robert Sherwin, indicating 156 complaints, of which 2 were closed by arrest, 5 parking tickets and logging of 1,986 miles on patrol duty.
  - C. Electric Department activity report as submitted by David Graff, Chief Electrician.
  - D. Public Works Department activity report as submitted by Foreman Kelly Stankewicz.
  - E. Treasurer's Revenue Report as submitted by Interim City Manager Dorothea Olson.
3. Payrolls and disbursements in the amount of \$445,834.41 be approved, and instruct the City Clerk to draw checks on the City Treasury in payment of same.

Motion carried.

Mayor Hendrickson seconded by Councilor Bicigo motioned to direct City Attorney Geoffrey Lawrence to start procedure to develop an ordinance for a flood plain on the Paint River.

Motion carried.

Councilor Burke motioned to pay from DDA funds an invoice from MI Webs for \$300 with Councilor Smokevitch supporting.

Motion carried.

Mayor Hendrickson seconded by Councilor Burke moved to adopt the following water rate charges to a minimum charge of \$37.00 per month effective immediately. The minimum charge of \$37.00 per month shall apply to the first 3,000 gallons of water metered, or

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portion thereof, during a monthly billing cycle. Water use above 3,000 gallons metered per month shall be billed at a rate of \$8.00 per 1,000 gallons. This rate adjustment is necessary to generate adequate retained earnings for the Water fund as required by Ordinance 2.23.

Motion carried.

Councilor Bicigo with a support from Councilor Smokevitch moved to have the operating water budget signed by Mayor Hendrickson and Interim City Manager Olson.

Motion carried

Mayor Hendrickson supported by Councilor Burke moved to enter into contract with Scott Kenney, CPA for the audit of fiscal years 2010, 2011, and 2012.

Motion carried.

Councilor Bicigo supported by Councilor Hagglund moved to pay a draw request to the State of MI for the city to recover costs totaling \$64,462.00 out of the Western Lift Station and Force main Replacement Project.

Motion carried

Councilor Hagglund seconded by Councilor Burke moved to accept the only bid for \$8,292.00 from Home Evaluation Services and to commence with the radon removal.

Motion carried.

Mayor Hendrickson seconded by Councilor Bicigo moved to amend the following resolution:

WHEREAS, the Crystal Falls District Community Library district currently consists of the jurisdictional boundaries of Crystal Falls Township, the City of Crystal Falls and Mansfield Township; and

WHEREAS, the City of Crystal Falls, Mansfield Township and Crystal Falls Township are participating members in the Crystal Falls District Community Library ("District Library"); and

WHEREAS, Mastodon Township desires to become a participating municipality in the District Library and to add all of the territory located in Mastodon Township to the District of the District Library; and

WHEREAS, the District Library is currently authorized to levy a district-wide millage; and

WHEREAS, Section 25 of the District Library Establishment Act, MCL 397.195, requires that the district-wide millage be approved by a majority of the electors within Mastodon Township as a condition to being accepted as a participating municipality; and

WHEREAS, as a participating municipality, the City of Crystal Falls may approve any amendment to the District Library Organizational Plan dated December 10, 1989.

THEREFORE, be it resolved by the City Council of the City of Crystal Falls that the Crystal Falls District Community Library Organizational Plan dated

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December 10, 1989 be amended as provided in Exhibit A.

Motion carried.

Councilor Bicigo seconded by Councilor Hagglund moved to change CATV rates for Basic cable from \$23.00/month to \$24.50/month and HBO cost from \$11.50 to \$11.70 effective immediately.

Motion carried.

Councilor Hagglund seconded by Councilor Smokevitch moved to grant a waiver to Paul Sundquist to disconnect from the water system effective when well is operational.

Motion carried.

At the next regular meeting there will be a Public Hearing to approve the ORV Trail System permission for designating a portion of the City owned land as part of the formal State of Michigan's ORV trail system.

Resolution adopted.

Councilor Burke seconded by Mayor Hendrickson moved to approve the \$5 charge for phone transactions.

Ayes: Councilor Smokevitch, Mayor Hendrickson

Nayes: Councilor Hagglund, Councilor Bicigo, Councilor Burke

Motion failed.

Mayor Hendrickson directed Interim City Manager Olson to schedule A Public hearing at the next regular board meeting to set a price of some lots that the City of Crystal Falls has for sale.

Habitat for Humanity Menominee River is looking for a site to build a new house.

Mayor Hendrickson supported by Councilor Hagglund moved to accept Annual Reports from the Museum, Contemporary Center and the Theatre but not to release annual contributions until audit is complete.

Motion carried.

Councilor Bicigo seconded by Mayor Hendrickson moved to accept 3 board members to 3 year terms on the Theatre Board which are Geoff Lawrence, Wilma Kallies, and Allyce Westphal.

Motion carried.

NorthStar's request to fund defibrillators in the police car and firetruck will be postponed until further notice.

Request from Ed Ross to purchase land in the Industrial Park

prompted a discussion on issues in the Industrial Park that need to be looked at. The Council would like a business plan.

Councilor Burke affirmed not to accept partial payments on taxes including delinquent utilities.

Councilor Bicigo supported by Councilor Smokevitch moved to adopt the following resolution:

WHEREAS, the Michigan Department of Transportation is planning reconstruction work on portions of Highway US-2 within the corporate limits of the City and within Crystal Falls Township, Iron County, Michigan; and

WHEREAS, the Michigan Department of Transportation has determined that certain City facilities require relocation to facilitate the planned construction; and

WHEREAS, the City has requested that they be authorized to relocate their facilities and agrees to the terms set forth in Contract #09-5696,

NOW THEREFORE BE IT RESOLVED THAT, the Council for the City of Crystal Falls hereby designates Mayor Janet Hendrickson and Interim City Manager Dorothea Olson to execute said contract on behalf of the City of Crystal Falls.

Ayes: Mayor Hendrickson, Councilors Burke, Smokevitch, Hagglund, and Bicigo  
Nays: None

Resolution adopted.

Councilor Burke supported by Councilor Bicigo moved to adopt the following resolution:

WHEREAS, the Michigan Department of Transportation in cooperation with the City of Crystal Falls and the Township of Crystal Falls will construct a non-motorized pathway from the Iron County Medical Care Facility easterly to Park Street; together with necessary related work located within the corporate limits of the City, and

WHEREAS, the City of Crystal Falls agrees to the terms as stated in Contract #09-5483 including the amount of the City's deposit of \$5,000,

NOW THEREFORE BE IT RESOLVED THAT, the Council for the City of Crystal Falls hereby designates Mayor Janet Hendrickson and Interim City Manager Dorothea Olson to execute said contract on behalf of the City of Crystal Falls.

Ayes: Mayor Hendrickson, Councilors Burke, Smokevitch, Hagglund, and Bicigo  
Nays: None

Resolution adopted.

Interim City Manager Dorothea Olson gave a recap of the financial condition of the City of Crystal Falls. Olson recommended to set a Special meeting on February 10, 2010 at 5:00 p.m. to discuss suggestions from the council.

Interim City Manager commented that the ski hill will not be open this year. Also the use of the auditorium to the public will be banned, due to the structure issues.

Councilor Hagglund supported by Councilor Burke motioned to appoint Harold Robbe and Keith Stachowicz for a 3 year term to the Planning Commission. (Both terms expire April 30, 2013)

Motion carried.

Councilor Hagglund seconded by Councilor Smokevitch moved to

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adjourn this meeting.

Motion carried.

Meeting adjourned at 8:45 p.m.

PRESIDING OFFICER \_\_\_\_\_

PRESIDING CLERK \_\_\_\_\_