

CITY OF CRYSTAL FALLS

October 13, 2014

A regular meeting of the Council for the City of Crystal Falls was held in the Council Chambers of the City Hall on Monday, October 13, 2014 at 5:30 P.M. Central Time.

Roll Call: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers and Bicigo

Absent: None

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

Also Present: Teck Khor, Kris Khor, Mark Valesano, Chris Willman, Mark Stoor, Becky Waters, Mary Ann Harrington, Betty Diqui and Mickey Diqui, Dave Graff

Mayor Hendrickson led the reciting of the Pledge of Allegiance.

Visitors: Superintendent Becky Waters representing the Forest Park School district wanted to express concerns regarding the possible electric rate increase.

Sheriff Mark Valesano addressed the Council seeking support for a new radio system for 911 central dispatch.

Chris Willman representing the Crystella Ski Hill asked for help on the operations of the Ski Hill. Crystella is looking for support with the labor costs. These costs would be shared with Crystal Falls Township. City Manager Olson suggested looking into a timber cut and all proceeds if any could be turned over to the Crystella Ski Hill.

Teck Khor, from Teck Solutions reported to the Council regarding the current, much needed technology that has been recently installed at the City Hall.

CITY OF CRYSTAL FALLS

October 13, 2014

No DDA meeting today due to lack of a quorum.

Mayor Hendrickson temporarily adjourned the regular meeting at 6:17 pm to conduct a public hearing on Ordinance no 3.02 (Proposed to change all references of 8th street to read Santilli Way).

Public comment: None

Council comment: None

CLOSED PUBLIC HEARING AT 6:20 pm

Councilor Sommers supported by Councilor Sherby moved to amend ordinance 3.02 as follows:

ORDINANCE NO. 3.02
(As Amended)

AN ORDINANCE TO REGULATE PARKING ON THE PUBLIC HIGHWAYS WITHIN THE CITY OF CRYSTAL FALLS, MICHIGAN, TO PROVIDE FOR THE ARREST AND PENALTIES TO BE IMPOSED UPON PERSON VIOLATING THE PROVISIONS OF THIS ORDINANCE.

THE CITY OF CRYSTAL FALLS ORDAINS:

Section 1 – No person shall stop, stand, or park any vehicle on any street, highway, or any alley except as permitted by the terms and conditions of this ordinance, whether such stopping, standing, or parking be temporary for the purpose to taking on or discharging passengers, or for a period of time, except if person is directed by Police Officer, sign, or signal, or emergency breakage to do otherwise.

Section 2 – When signs are erected on streets regulating parking, no person shall park any vehicle in violation of such sign. Any vehicle parked in violation of any signs, conditions or requirements of this ordinance is declared a nuisance, which may be abated by said City or cited by said City, or agent(s) as hereinafter provided.

Section 3 – All vehicles shall be parked parallel with curb, with both front and rear right-hand wheels within six (6) inches of the curb, or edge of roadway, except where angle parking is permitted, then front wheel shall be against curb, except funerals and officer's discretion, and right side of said vehicle shall be at angle designated by appropriate signs. Commercial or other vehicles greater in length than twenty-two (22) feet, shall not be permitted to park on streets where angle parking is permitted.

Section 4 – No person driving, or in charge of a motor vehicle, shall permit it to be parked, unattended, without first effectively setting the brakes, stopping the engine, and locking the ignition, to prevent its starting and operation by any unauthorized person.

Section 5 – Daytime parking – Superior Avenue:

- A. No person shall, between the hours of 9:00 a.m. and 6:00 p.m. of each day stand or park a motor vehicle for a longer period than two hours on Superior Avenue from First Street to Fifth Street, and/or on Third Street from its intersection with Superior Avenue to respective alleys North and South, and/or Fourth Street from its intersection with Superior Avenue to the respective alleys North and South.
- B. No person shall stand or park a motor vehicle at any time on the North or South side of Superior Avenue from Fifth Street to Sixth Street, except as may be authorized by City Council or while in attendance at a regularly scheduled church service or governmental function.
- C. The five parking space commencing at the intersection of Superior Avenue and Fourth Street and proceeding West from Fourth Street to the alley, approximately 110 feet and the first four parking spaces on the West side of Fourth Street Commencing at Superior Avenue and proceeding North, approximately 88 feet shall be designated as Resident Parking Only for the residents of Crystal View Apartments. The two hour time restriction contained in Section 5 (A) of this ordinance shall not apply to these nine parking spaces.

Section 6 – Overnight Parking – No person shall between the hours of 2:00 a.m. and 7:00 a.m. of any day stand or park a motor vehicle on either the North or South side of Superior Avenue, except the designated space referred to in Section 5 (C) of this ordinance. This regulation shall apply to all public streets and/or alleys of said City during the period intervening between November 1st and May 1st of any year.

Section 7 – School Parking –

- A. No person shall stop, stand, or park any vehicle on the West side of Santilli Way between Marquette Avenue and Michigan Avenue; on the North side of Marquette Avenue between 7th Street and Santilli Way; on the West side of 7th Street between Marquette Avenue and Forest Parkway; on the West side of High Street between Forest Parkway and the alley directly North thereof; and, on the East side of Iron Street and Maple Street between Forest Parkway and the alleyway directly North thereof.
- B. No person shall stop, stand, or park any vehicle during regular school hours on the following streets:
 - 1. South side of Forest Parkway from Ski Hill Road to 7th Street except that section from Ski Hill Road to a point midway between Maple & Iron Streets that is signed for a 15 minute “Drop Off Zone”.
 - 2. West or East side of Iron Street between Forest Parkway and Crystal Avenue (US2) as signed.
 - 3. West or East side of Maple Street between Forest Parkway and Crystal Avenue (US2) as signed.
- C. No person shall stop, stand or park any vehicle for a period of time to exceed 15 minutes on the North side of Forest Parkway from High Street to Maple Street during regular school hours except that area immediately East of Maple that is signed as “No Parking – School Hours”.
- D. Visitor parking only will be permitted on the South side of the private bus driveway on the North side of the Forest Park School, except during the hours of 8:00 a.m. to 8:30 a.m., and 2:45 p.m. to 3:15 p.m., when no standing or parking will be allowed.

Section 8 – Restricted Zones – A person shall not stop, stand, or park a vehicle in any of the following places, except when necessary to avoid conflict with other traffic or to comply with the law or the directions of a police officer:

- A. On a sidewalk.
- B. In front of a public or private driveway.
- C. Within 15 feet of a fire hydrant.
- D. In front of any theatre, immediately before, during or after performance.
- E. In a parking space which is clearly identified by an official sign as being reserved for use by handicappers and which is on public property or private property that is available for public use, unless the person is a handicapper or is parking a vehicle for the benefit of a handicapper.
- F. At any place where official signs prohibit stopping, standing, or parking.

Section 9 – Enforcement – Any police officer of the City of Crystal Falls who shall witness a violation of any of the provisions of this Ordinance relative to the parking of motor vehicles on public streets shall give violator a written notice directing person to appear at the Crystal Falls Police Department within seven (7) days after receipt of such notice.

Section 10 – Parking Violation Notice – If any vehicle be parked on any public street or alley in said City, in violation of provisions of this Ordinance, the notice as provided above shall be affixed by the Officer witnessing the violation, to some part of said vehicle, in such manner as to give the operator or owner of such vehicle the same notice that would be given were the notice served upon them personally. The notice provided shall further state the nature of the violation, where it occurred, and what date and time.

Section 11 – Penalty – A sum of \$15.00 shall be charged for any violation(s) regarding stopping, standing, or parking provisions of this Ordinance by motor vehicles on streets of said City.

This Ordinance shall take immediate effect to provide for the usual daily operation of the City as outlined in Section 2.12 of the City Charter; further, this is merely a compilation and renumbering of ordinances previously adopted.

CITY OF CRYSTAL FALLS

October 13, 2014

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and
Bicigo

Nays: None Absent: None

Motion carried.

There are no applications for the City representative library
positon.

City Manager Olson updated the Council on the Malkin Building
property.

Mayor Hendrickson supported by Councilor Sommers moved to set a
price not less than \$15,000 plus closing costs and realtor fees
for Malkin property (Lots 9, 10, 11, 12, 13, 14, 15, and 16 of the
Schwartz addition), contingent on the Council approval of the
business plan and inclusion of a reverter clause to have the land
to go back to the City if not developed within 2 years with all
funds paid forfeited.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and
Bicigo

Nays: None Absent: None

Motion carried.

City Manager Olson updated the City Council on the Contemporary
Center Building.

City Manager Olson updated the City Council on the property
located at 224 Superior Ave.

Mayor Hendrickson seconded by Councilor Sommers moved to support
the hiring of Robert Reid as patrolman as of October 6, 2014.
This is a full time position, starting wage at \$19.05/hour.

CITY OF CRYSTAL FALLS

October 13, 2014

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Sherby supported by Councilor Schiavo moved to promote Tim Bean to step 3 Police Chief position with starting hourly wage of \$24.50 effective November 1, 2014.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Bicigo supported by Councilor Sommers moved to participate in the fourth ATC Additional Capital Call in the amount of \$1,784.51.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Bicigo supported by Councilor Schiavo moved to contribute \$1,469 to UPEST (Upper Peninsula Substance Enforcement Team).

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Bicigo supported by Councilor Sommers moved to approve

CITY OF CRYSTAL FALLS

October 13, 2014

the opening of the MERS Health Care Savings Plan. Effective immediately, all sick time payout for non-union employees. (50% of unused, accrued sick leave will be paid to the employee upon retirement from the city.) Also authorize City Manager Olson to sign the participation agreement.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Mayor Hendrickson supported by Councilor Sommers moved to grant permission to the Harbour House Museum for exclusive use of the downstairs old City Council room.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Mayor Hendrickson supported by Councilor Sommers moved to give City Manager Olson the authority to approve sewer televising as needed, and to approve all expenditures not to exceed the SAW grant budget amount of \$108,090.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Sherby supported by Councilor Bicigo moved to vote the three incumbent directors of the MML Liability & Property Pool for

re-election.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Sherby supported by Mayor Hendrickson moved to reinstate previous Christmas bonuses for City employees. (\$55/full time employees and \$30/part time employees)

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Bicigo supported by Councilor Sommers moved to approve the following resolution:

**Resolution in support of
Western Upper Peninsula Planning and Development Region Commission (WUPPDR) Application
on behalf of the
Western Upper Peninsula Regional Prosperity Collaborative**

WHEREAS, Governor Snyder and the Michigan Legislature have created the Regional Prosperity Initiative with the goal of improving organizational collaboration to further economic prosperity; and

WHEREAS, in 2014 WUPPDR was awarded funds to form a Regional Prosperity Collaborative to foster greater communication and collaboration among organizations involved in economic development, education, workforce development, transportation, other agencies and organizations, and private business; and

WHEREAS, the Western Upper Peninsula Regional Prosperity Collaborative (WUPRPC) was created and is composed of Baraga, Gogebic, Houghton, Iron, Keweenaw, and Ontonagon Counties, known as Prosperity Region 1a; and

WHEREAS, WUPRPC will submit to the state a five-year regional prosperity plan, including an economic development blueprint, by the end of 2014; and

WHEREAS, the State of Michigan enacted legislation in 2014 authorizing and appropriating funds for continuation of the Regional Prosperity Initiative for Fiscal Year 2015; and

WHEREAS, only WUPPDR is qualified in the Western Upper Peninsula to receive funding under the Regional Prosperity Initiative; and

WHEREAS, WUPPDR has determined it is prudent to continue the Regional Prosperity Collaborative for Fiscal Year 2015 and is preparing to apply for funds to do so.

NOW, THEREFORE BE IT RESOLVED THAT THE CITY OF CRYSTAL FALLS hereby supports Western Upper Peninsula Planning and Development Region Commission as the grant applicant for Fiscal Year 2015 funding to continue the Western Upper Peninsula Regional Prosperity Collaborative.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and Bicigo

Nays: None Absent: None

Motion carried.

Councilor Schiavo supported by Councilor Bicigo moved to purchase a 2015 Ford F250 4 x 4 for use by electric department foreman through the MI deal program in the amount of \$23,445.

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

1. The following reports for the month of September 2014:
 - A. Regular meeting of September 8, 2014; Special meetings of September 15, 2014 and September 29, 2014.
 - B. Police report, as submitted by Police Chief Robert Sherwin, indicating 89 complaints, of which 3 were closed by arrest, no parking ticket issued, and logging of 1,117 miles on patrol duty.
 - C. Public Works Department activity report as submitted by Foreman Kelly Stankewicz.
 - D. Electric Department activity report as submitted by Chief Electrician David Graff.
 - E. Treasurer's Revenue Report as submitted City Treasurer Tara Peltoma.
 - F. Payrolls and disbursements in the amount of \$758,883.95

CITY OF CRYSTAL FALLS

October 13, 2014

and instruct the City Clerk to draw checks on the City Treasury in payment of same.

Ayes: Mayor Hendrickson, Councilors Sherby, Schiavo, Sommers, and

Bicigo Nays: None Absent: None

Motion carried.

For lack of a motion, an increase in electric rates will be postponed until next meeting.

Councilor Sherby would like to thank Councilor Jack Bicigo for his years of service on the Council.

Councilor Bicigo seconded by Mayor Hendrickson moved to adjourn this meeting.

Motion carried.

Meeting adjourned at 8:20 p.m.

PRESIDING OFFICER _____

PRESIDING CLERK _____