



**PROPOSED AGENDA
CITY COUNCIL
CITY OF CRYSTAL FALLS
5:30 pm Monday, July 12, 2021
401 Superior Avenue
Crystal Falls, Michigan 49920**

MAYOR:
MICHAEL McCARTHY
MAYOR PRO-TEM
MARIA PETERSON
CITY COUNCIL:
LORI WILLMAN
CHRIS NOCERINI
NATHANIEL KUDWA
CITY MANAGER:
GERARD VALESANO
CITY CLERK/TREASURER:
TARA PELTOMA
CITY ATTORNEY
DARYL R. WATERS

I. Call to Order

II. Pledge of Allegiance

III. Acceptance of the Proposed Agenda

IV. Public Comment (5 minute time limit per speaker)

V. City Manager Report

VI. Presentations/ Discussions

- A. Phil Hansen with a WPPI Presentation.
- B. Food Trucks within the City of Crystal Falls.
- C. Bid(s) on 2006 Ford Expedition.
- D. Temporary "Waiver" for the use of a Food Truck the weekend of Fungus Fest.

VII. Public Hearing(s)

- A. Open bid(s) received for the potential sale of Industrial Property in the City of Crystal Falls.
- B. Amendment of Ordinance 4.20

VIII. Old Business

A.

IX. New Business

- A. Proposed Resolution 21-29: Approving the City's Third Quarter Budget Amendment.
- B. Proposed Resolution 21-30: Approving Date and Time for Budget Hearing of August 9th at 4:45 pm.
- C. Proposed Resolution 21-31: Approving the proposed Agreements for Cemetery use between the City of Crystal Falls and Crystal Falls, Mastodon, and Mansfield Townships.
- D. Proposed Resolution 21-32: Approving the City of Crystal Falls Vote for Michigan Municipal League Workers' Compensation Fund.
- E. Proposed Resolution 21-33: Approving the Write-Off of Uncollectable Utility Funds.

X. Consent Agenda

- A. Meeting Minutes from the Regular City Council Meeting held June 21, 2021 and Special Meeting held July 7th, 2021.

- B. Departmental Reports:
 - 1. Treasurer
 - 2. Police Department
 - 3. Electric Department
 - 4. Department of Public Works
- C. Payroll and Disbursements

XI. Communications

- A. Crystal Falls District Library – Minutes and Financials (at City Hall)
- B. MMEA “Currents” – June 2021 (*located on dais*)
- C. City of Crystal Falls Newsletter – July, 2021
- D. Theatre Board minutes from April, May, and June (See Tara)
- E. ICECA Update June 2021
- F. Currants Magazine – July 2021

XII. Other Business

XIII. Council Member Comments

XIV. Adjournment

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June 21, 2021

A meeting of the Council for the City of Crystal Falls was held in the City Council Chamber on June 21, 2021, at 5:30 P.M. Central Time.

Roll Call: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini.

Absent: None

Also, present: City Manager Gerard Valesano, Clerk/Treasurer Tara Peltoma and City Attorney Daryl R. Waters.

Mayor McCarthy led the reciting of the Pledge of Allegiance.

Councilor Willman seconded by Councilor Kudwa moved to accept the proposed agenda.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini.

Nays: None

Absent: None

Public Comment: Joni Moore, President of Ottawa Innovations (Higher Love) gave an update on the progress of the grow facility that will be built in the Industrial Park.

City Manager Valesano presented his manager's report.

Presentation:

Councilor Peterson seconded by Councilor Willman moved to set a Public Hearing for the proposed amendment to Ordinance 4.20 at the July 12, 2021, regular meeting starting at 5:30 pm. The proposed amendment would delete the hours of operations from Section 5(c).

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Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini

Nays: None

Absent: None

Motion carried.

Councilor Willman seconded by Councilor Kudwa moved to set a Public Hearing for the City Industrial land sales located on Superior Ave.

Parcel A-*parcel of land located Government Lot 8 of Section 28, Township 43 North, Range 32 West, City of Crystal Falls, Iron County, Michigan and more fully described as follows: Commencing at the Southwest corner of Gov't Lot 8, also known as the West quarter corner of Section 28 marked by an iron bar; thence N 00°32'06"W along the West boundary line of Gov't Lot 8 a distance of 904.62 feet to a rebar pin located on the South right-of-way line of Superior Ave. and the POINT OF BEGINNING; thence S 89°57'20"E along the South right-of-way line of Superior Ave. a distance of 100.00 feet to a rebar pin; thence S 00°32'06" and parallel to the West boundary line of Gov't lot 8 a distance of 159.09 feet to a rebar pin; thence S 89°54'01"W a distance of 100.00 feet to a rebar pin located on the West boundary line of Gov't Lot 8; thence N 00°32'06"W a distance of 159.34 feet to the POINT OF BEGINNING and containing 0.37 acres of land.*

Parcel B - *A parcel of land located Government Lot 8 of Section 28, Township 43 North, Range 32 West, City of Crystal Falls, Iron County, Michigan and more fully described as follows: Commencing at the Southwest corner of Gov't Lot 8, also known as the West quarter corner of Section 28 marked by an iron bar; thence N 00°32'06"W along the West boundary line of Gov't Lot 8 a distance of 904.62 feet to a rebar pin located on the South right-of-way line of Superior Ave.; thence s 89°57'20"E along the South right-of-way line of Superior Ave. a distance of 278.35 feet to a rebar pin located on the Easterly right of way line of the*

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abandon railroad grade and the POINT OF BEGINNING; thence East a distance of 53.35 feet to a PK Nail; thence Sought a distance of 188.15 feet to an Iron pin; thence N 77°17'20"W a distance of 133.51 feet to a rebar pin; thence S 89°54'01"W a distance of 99.98 feet to a rebar pin; thence N 00°32'06"W and parallel to the West boundary line of Gov't Lot 8 a distance of 159.09 feet to a rebar pin located on the South right-of-way line of Superior Ave.; thence S 89° 57'20"E a distance of 178.35 feet to the POINT OF BEGINNING and containing 0.89 acres of land.

Public Hearings:

Mayor McCarthy closed regular meeting at 5:51 pm to conduct a public hearing for:

Resolution 21-24: Approval of Ordinance 4.25; the dissolving of the Crystal Falls Downtown Development Authority.

No public Comment

Approval of Variance request from Dennis Stromberg to construct an accessory building with a peak height of 19 feet rather than the limited height of 14 feet at 701 Harrison Ave.

City Manager Valesano read variance responses and all were in favor.

Approval of variance request from Bruce Hammond to place a shed at a one-foot setback to side property line rather than the allowable five feet at 121 Crystal Ave.

City Manager Valesano read variance responses and all were in favor.

Mayor McCarthy reconvened regular meeting at 5:57 pm.

Councilor Willman seconded by Councilor Nocerini moved to grant

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variance request to Dennis Stromberg to construct an accessory building with at peak height of 19 feet rather than the limited height of 14 feet at 701 Harrison Ave.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson and Nocerini

Nays: None

Absent: None

Motion carried.

Councilor Nocerini seconded by Councilor Kudwa moved to grant a variance request to Bruce Hammond to place a shed at a one-foot setback to a side property line rather than the allowable five feet at 121 Crystal Ave.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson and Nocerini

Nays: None

Absent: None

Motion carried.

Old Business: None

New Business:

Councilor Willman seconded by Councilor Nocerini moved to approve Resolution 21-24: Approval of Ordinance 4.25 - the dissolving of the Crystal Falls Downtown Development Authority.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini

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Nays: None

Absent: None

Motion carried.

Councilor Peterson seconded by Mayor McCarthy moved to approve Resolution 21-25: Approval that the City of Crystal Falls elects to opt in with the provisions of Public Act 95 of 2013 (Low Income Energy Assistance Fund) for 2021-2022.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson and Nocerini

Nays: None

Absent: None

Motion carried.

Councilor Willman seconded by Councilor Kudwa moved to approve Resolution 21-26: Approving the application for waiver of the Defined Benefit Pension Retirement System for Compliance with Michigan Public Act 202 of 2017.

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini

Nays: None

Absent: None

Motion carried.

Councilor Peterson seconded by Councilor Willman moved to approve Resolution 21-27: Approval to waive restrictions associated with local zoning and noise ordinances for a single night work operation.

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(MDOT will be repairing the intersection of M69 and US2)

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini

Nays: None

Absent: None

Motion carried.

Councilor Nocerini seconded by Councilor Kudwa moved to approve Resolution 21-28: Approving a Sewer agreement between the City and Crystal Falls Township.

Ayes: None

Nays: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and Nocerini

Absent: None

Motion failed.

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

1. The following reports for the month of May 2021:
 - A. Regular meeting minutes from May 17, 2021
 - B. Police report, as submitted by Police Chief Tim Bean, indicating 66 complaints, of which 0 were closed by arrest, 0 parking tickets, and logging of 466 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 by

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Clerk/Treasurer Tara Peltoma.

F. Payroll and Disbursements from May 2021

Ayes: Mayor McCarthy, Councilors Willman, Kudwa, Peterson, and
Nocerini

Nays: None

Absent: None

Motion carried.

Mayor McCarthy adjourned this meeting at 6:25 p.m.

PRESIDING OFFICER _____

PRESIDING CLERK _____

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July 7, 2021

A special meeting of the Council for the City of Crystal Falls was held on Wednesday, July 7, 2021, at 5:30 P.M. Central Time in the council chambers.

Roll Call: Mayor McCarthy, Councilors Peterson, Willman, Kudwa, and Nocerini.

Absent: None

Also, present: City Manager Gerard Valesano, City attorney Daryl Waters, and Clerk/Treasurer Tara Peltoma.

Mayor McCarthy led the reciting of the Pledge of Allegiance.

Councilor Kudwa seconded by Councilor Willman moved to accept the proposed agenda.

Ayes: Mayor McCarthy, Councilors Peterson, Willman, Kudwa, and Nocerini.

Nays: None

Absent: None

Motion carried.

Public comment: None

Presentations: None

Public Hearing: None

Old Business: None

New Business:

Councilor William seconded by Councilor Nocerini moved to approve the 2021 Wastewater Agreement rejecting the sentence on page 4, 2nd paragraph that reads "and with a rate structure equal to the charges

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for such wastewater services by City users of wastewater services.”

Ayes: Mayor McCarthy, Councilors Kudwa, Nocerini and Willman.

Nays: Councilor Peterson

Absent: None

Motion carried.

Mayor McCarthy adjourned this meeting at 6:00 p.m.

PRESIDING OFFICER _____

PRESIDING CLERK _____