

CITY OF IRON MOUNTAIN*CITY COUNCIL*SEPTEMBER 19, 2022

City of Iron Mountain

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Regular Meeting of the City Council, City of Iron Mountain, County of Dickinson, Michigan, held on Monday, September 19, 2022, at 6:00 p.m. in the Council Room.

Presiding: Mayor Alessandrini

Present: Council Members Tomassoni, Maule, Farragh, Blomquist, Zemar, and Clawson

Absent: None

Also Present: City Manager Stanchina and Chief Financial Officer Lieburn

Approval of Agenda

Alessandrini asked that "Discussion of Marihuana Licensing" be added as item three under Old Business and that items "Approval of Invoice Re: PJ Kortens & Company, Inc."; "Approval of Invoice Re: Motorola Solutions, Inc."; and "Consideration of Private Well Installation Request Re: 938 East G St." be added as items number four, five, and six under New Business, respectively.

It was moved by Blomquist and supported by Zemar to approve the agenda, as amended.

Motion Prevailed Unanimously

Approval of Minutes

It was moved by Maule and supported by Blomquist to approve the minutes of September 6, 2022, as submitted.

Motion Prevailed Unanimously

Public Comment

None

Public Hearing

Amend Chapter 46, Article III Re: Pickleball Court Hours

The City Council discussed the following ordinance amendment:

CITY OF IRON MOUNTAIN
CHAPTER 46, PARKS AND RECREATION
ARTICLE ____, PICKLE BALL COURTS

An Ordinance to enforce hours of operation for the pickle ball courts located within the City of Iron Mountain.

THE CITY OF IRON MOUNTAIN ORDAINS:

ARTICLE ____, PICKLE BALL COURTS.

SECTION ____, HOURS OF OPERATION.

The hours of operation for the pickle ball courts located on East Stanton Street in Hercheids Campo Sportivo park, shall be from 8:00 a.m. to 8:00 p.m. Any variation of the hours of permissible use and occupation of the pickle ball courts shall be allowed only by written permit approved by Iron Mountain City Council. The Council may, at its sole discretion, modify the hours of operation of the pickle ball courts by resolution.

SECTION ____, PENALTY FOR VIOLATION.

Any person who violates the provisions of this ordinance may be issued a civil infraction, fines being as follows:

- First offense: \$50.00
- Second offense: \$100.00
- Third offense: \$500.00.

Any person who receives three (3) offenses may have their privileges to use the facility permanently revoked.

EFFECTIVE DATE

This Ordinance shall become effective in the City of Iron Mountain following adoption by the City Council and upon publication.

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Alessandrini opened the public hearing.

Richard Peiffer – 828 Blaine St.

Peiffer communicated that the pickleball courts operating from 5:30 AM to 9:30 PM is too much and that 8:00 AM to 8:00 PM is okay for now.

Sharon Opolka – 1015 Crowell St.

Opolka stated she had the largest frontage adjacent to the pickleball courts and that she does not have an issue with their noise level.

Alessandrini closed the public hearing.

Old Business

Consider Approval for Amendment of Chapter 46, Article III Re: Pickleball Court Hours

It was moved by Alessandrini and supported by Zemar to approve the proposed amendment to Chapter 46, Article III, of the City Code of Ordinances.

Tomassoni	Aye
Maule	Nay
Farragh	Aye
Alessandrini	Aye
Blomquist	Aye
Zemar	Aye
Clawson	Aye

Motion Prevailed (Aye-6, Nay-1, Abstain-0)

Bid Award Re: 2022 Paving

Stanchina recommended that the 2022 paving project be awarded to Bacco Construction Co. at a cost of \$325,765.00.

It was moved by Zemar and supported by Farragh to award the 2022 paving project to Bacco Construction Co. at a cost of \$325,765.00.

Motion Prevailed Unanimously

Discussion of Marihuana Licensing

Stanchina confirmed that under the current system, additional dispensary licenses must first be awarded to waitlist applicants and that they must complete the project they previously submitted. He indicated that the first item to consider is if the City desires to allow another license and the subsequent ordinance amendment.

Dan Kreider - N3860 Grand Oak Dr., Iron Mountain, MI

Kreider expressed the desire for another dispensary license due to local product not being sold locally. He imparted the idea that The Fire Station would sell the product for all three local growing operations.

The Fire Station Owner, Stosh Wasik, asserted that his company is not being sold at this time. Alessandrini clarified that the City would only deal with The Source as the next applicant.

Blomquist conveyed that this is a forum for whether or not licenses will be added without putting pressure on the process. Alessandrini noted that under the current ordinance we are locked in to what was promised. Blomquist relayed that this issue needs to be discussed by a committee with the City Attorney present. He highlighted the need to move forward with equity for current and new applicants. Zemar supported looking at companies on the existing waitlist and awarding a dispensary license to the next applicant.

Sam Bowen – 1210 W. A St.

Bowen stated that the marihuana sales landscape has changed in the last two years.

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Maule supported the idea of a buying local requirement. Stanchina explained that successful lawsuits against cities have occurred based on local preference. Blomquist questioned if applicants could complete their proposed projects due to decreased profit margins and increased operating expenses. Stanchina imparted that he will have more answers for the next agenda.

No Action Taken

New Business

Review and Consider Planning Commission Recommended Zoning Ordinance Amendments

Stanchina presented amendments to City Ordinance Sections 74-315(5)(6)(7), 74-295(5)(6), 74-484(8)(9)(12), and 74-564.

The City Council concluded that the ordinance amendments would be discussed at an Infrastructure meeting.

No Action Taken

Consideration of Private Well and Septic Installation Request Re: 430 Lake Antoine Rd.

Stanchina conveyed that it is not practical for the City to extend well and septic to 430 Lake Antoine Rd. and that he supports an exemption for a well and septic system.

It was moved by Zemar and supported by Farragh to approve an exemption for a well and septic system at 430 Lake Antoine Rd.

Motion Prevailed Unanimously

Approval of Street Closure Re: Farmer's Market During Half-Marathon

Stanchina submitted a request by the Farmer's Market to move to the municipal parking lot located in the 100 block of East A Street from 7:00 A.M. to 12:30 P.M. on September 24, 2022, due to the Half-Marathon.

It was moved by Tomassoni and supported by Blomquist to approve the relocation of the Farmer's Market to the municipal parking lot located in the 100 block of East A Street from 7:00 A.M. to 12:30 P.M. on September 24, 2022, due to the Half-Marathon.

Motion Prevailed Unanimously

Approval of Invoice Re: PJ Kortens & Company, Inc.

Stanchina submitted a payment request to PJ Kortens & Company, Inc. for a pump purchase that was authorized on February 18, 2022, in the amount of \$18,469.13.

It was moved by Zemar and supported by Alessandrini to authorize the payment of invoice number 10023799 to PJ Kortens & Company, Inc. in the amount of \$18,469.13.

Motion Prevailed Unanimously

Approval of Invoice Re: Motorola Solutions, Inc

Stanchina reiterated that the purchase of two Fire Department radios will be 100% grant-funded. He explained that the remaining grant funds will be spent on programming fees.

It was moved by Alessandrini and supported by Clawson to approve the payment of invoice number 8281463708 to Motorola Solutions in the amount of \$13,524.50.

Motion Prevailed Unanimously

Consideration of Private Well Installation Request Re: 938 east G St.

Stanchina reviewed the request by Gib LaFave to install a water line for 938 E. G Street due to the high cost of installation.

It was moved by Alessandrini and supported by Maule to authorize the installation of a well at 938 E. G St.

Motion Prevailed Unanimously

Reports

Financial Reports

June Payroll and 6/16/2022-07/13/2022 Claims

It was moved by Maule and supported by Farragh to approve payroll in the amount of \$370,102.40 and claims in the amount of \$2,843,093.99 with net claims being \$388,055.13.

Motion Prevailed Unanimously

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City Manager Reports

The City Manager reported the following:

1. Scott McClure has requested that the City apply for a grant for improvements at the Pickleball Courts that will result in no cost to the City.
2. The Solid Waste Planning Committee voted on September 14, 2022, to approve an amendment to allow Resolute Forest Products to dispose of their Type II waste into Niagara Development's Landfill.
3. The City should start to receive National Opioid Settlement payments in the near future totaling an estimated \$44,000 over several years.
4. GFL is trying to coordinate driving the automated garbage collection truck down the alleys.

Stanchina informed the Council that there is not a good way to do a good policy on livestock harboring given the Ice Cream Barn's site. Clawson relayed that the Council promised to consider the issue. Blomquist indicated that approving bad policy due to sympathy is not a good idea and that the Planning Commission should review a proposed ordinance. Zemar noted that resources should not be wasted on bad policy.

City Attorney Reports

None

Committee Reports

None

Public Comment

None

Council Member Privilege

Clawson reported that the Planning Commission is working on amendments to the Sign Ordinance. Stanchina detailed the limitation on regulating sign content that need to be reflected in the City's ordinance.

Adjournment

It was moved by Clawson and supported by Zemar to adjourn.

Motion Prevailed Unanimously

Meeting adjourned at 7:14 P.M.


Isaac Micheau
Clerk-Treasurer