

## **AGENDA**

REGULAR MEETING OF THE COMMON COUNCIL FOR THE CITY OF BESSEMER  
TO BE HELD IN THE COUNCIL CHAMBERS, CITY HALL,  
ON MONDAY, APRIL 16, 2018 AT 6:00 P.M.

### **CALL TO ORDER**

**COUNCIL MEMBERS:** Zak, Kryshak, Nelson, Coleman, Archie

### **PLEDGE OF ALLEGIANCE – ROLL CALL**

### **AGENDA APPROVAL**

**PRESENTATION** – Highland Corporation

### **PUBLIC HEARINGS**

- 1) Ordinance No. 363 – An Ordinance to Replace CH 27, Solid Waste
- 2) Ordinance No. 362 – An Ordinance to Real and Replace CH 98, General Building Regulations

### **PUBLIC COMMENT ON AGENDA ITEMS**

### **CONSENT AGENDA**

- 1) Approval of Minutes – Regular Meeting of April 2, 2018
- 2) Minutes – Downtown Development Authority – March 12, 2018
- 3) Minutes – Planning Commission – April 2, 2018
- 4) Minutes – Parks and Recreation Committee – April 5, 2018

### **CLAIMS**

- 1) General Fund
- 2) Major Street Fund
- 3) Local Street Fund
- 4) Water Utility Fund
- 5) Sewer Utility Fund

### **DOCUMENTS AND CORRESPONDENCE**

- 1) Financial Statements – February 28, 2018
- 2) 4<sup>th</sup> of July Committee

### **OLD BUSINESS**

- 1) Ordinance No. 363 – An Ordinance to Replace CH 27, Solid Waste - Second Reading and Adoption
- 2) Ordinance No. 362 – An Ordinance to Real and Replace CH 98, General Building Regulations – Second Reading and Adoption
- 3) Ordinance No. 364 – An Ordinance to Replace CH 126 and to Repeal Ordinance No. 348 - Uniform Traffic Code Parking Lots – First Reading
- 4) Change Order No. 6 – Sewer and Water Project
- 5) Pay Request No. 13 – Sewer and Water Project
- 6) Charter Revisions
- 7) Ethics Ordinance

### **NEW BUSINESS**

- 1) Resolution # 2017-08 – Supporting Highland Corporation
- 2) Lots 71, 72 and 73
- 3) Public Hearings for Special Land Use
- 4) Capital Improvement Plan
- 5) Cemetery Mowing Bids
- 6) Update RE: Beacon Ambulance

**REPORTS**

- 1) City Manager Report
- 2) DPW Report

**PUBLIC COMMENT**

**ADJOURN**

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NOTE: All matters listed under the heading **CONSENT AGENDA** are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the **CONSENT AGENDA** and considered separately under **NEW BUSINESS**.

**A REGULAR MEETING OF THE COMMON COUNCIL FOR THE CITY OF BESSEMER  
WAS HELD IN THE CITY HALL COUNCIL CHAMBERS  
ON MONDAY, APRIL 4, 2018 AT 6:00 P.M.**

Mayor Zak called the meeting to order.

ROLL CALL: Present – Zak, Archie, Nelson, Kryshak  
Absent - Coleman

**THESE MEMBERS CONSTITUTE A QUORUM.**

**AGENDA** It was moved by Nelson, supported by Kryshak and **CARRIED** to approve the agenda as presented.

**PUBLIC COMMENT ON AGENDA ITEMS** Bill McDonald began to address the Council on topics unrelated to the agenda and was asked to present his comments later in the meeting.

Mr. Archie voiced his praise for the Water Treatment Plant and the complimented the employees regarding the clean, orderly condition in which it is kept.

**CONSENT AGENDA** It was moved by Nelson and supported by Archie that the consent agenda listed below be approved and correspondence be received and placed on file.

1. Approval of Minutes – Regular meeting of March 19, 2018.

A roll call vote was then taken – AYES – Nelson, Kryshak, Zak, Archie. NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**CLAIMS** The following claims were presented for consideration and payment:

<b>GENERAL FUND</b>	AMERIPRIDE	\$ 68.08
	HD FACILITIES MAINTENANCE	80.99
	LAKES DISTRIBUTING	28.86
	MUKAVITZ HEATING	125.00
	STEMPIHAR, INC.	977.73
	WAKFIELD NEWS/BESSEMER PICK & AXE	50.00
	<b>TOTAL GENERAL FUND</b>	<b>\$1,330.66</b>
<b>MAJOR STREET FUND</b>	ANGELO LUPPINO, INC.	\$742.50
	<b>TOTAL MAJOR STREET</b>	<b>\$742.50</b>
<b>LOCAL STREET FUND</b>	ANGELO LUPPINO, INC.	\$742.50
	<b>TOTAL LOCAL STREET FUND</b>	<b>\$742.50</b>

**SEWER UTILITY FUND**

**TOTAL SEWER UTILITY FUND** \$ -0-

**WATER UTILITY FUND**

CORE & MAIN LP \$94.04  
MUKAVITZ HEATING 125.00  
STEMPIHAR, INC. 306.86  
WHITE WATER ASSOCIATES 17.00

**TOTAL WATER UTILITY FUND** \$542.90

**DDA FUND**

FLUFF & GO 200.00

**TOTAL DDA FUND** \$200.00

It was moved by Kryshak and supported by Archie that the claims, as presented, be approved for payment as funds become available.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**POLICE CONTRACT REPORTS  
FOR JANUARY AND FEBRUARY**

It was moved by Kryshak, supported by Nelson and **CARRIED** to receive the reports and place them on file.

**LAREGE WATER AND SEWER  
BILLS DUE TO BREAKS**

After much discussion, it was moved by Archie and supported by Kryshak to reject the requests for adjustments to utility bills due to water breaks inside houses. The motion **CARRIED**, with Zak as the only dissenting vote.

**RESOLUTION NO. 2017-07  
REDEVELOPMENT READY  
COMMUNITY CERTIFICATION**

It was moved by Kryshak and supported by Archie to approve and adopt Resolution No. 2017-07 – A Resolution Authorizing the City Administrator to Proceed Toward Implementation of Recommended Best Practices to Receive Redevelopment Ready Communities Certification and to authorize the proper signatures.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**CITY OF BESSEMER  
RESOLUTION NO. 2017-07**

**A Resolution Authorizing the City Administrator to Proceed Toward  
Implementation of Recommended Best Practices to Receive Redevelopment  
Ready Communities Certification**

**Whereas,** The Bessemer City Council and City Planning Commission is committed to growing our community economically;

**Whereas,** Identification and implementation of “redevelopment ready” practices are important strategies to support investments that benefit the economic vitality of the community;

**Whereas,** The City of Bessemer was formally engaged in the Redevelopment Ready Communities certification program of the Michigan Economic Development Corporation (MEDC) in 2017;

**Whereas,** In December of 2017, City Council authorized a memorandum of understanding with the MEDC to participate in the Redevelopment Ready Communities certification process;

**Whereas,** MEDC started the assessment process in January of 2018, working with the City Manager to obtain documentation of the city’s development processes and interviewing local developers about their experiences;

**Whereas,** MEDC completed its “Redevelopment Ready Community Baseline Report” in March of 2018 and concluded that the City of Bessemer is currently meeting 55% of the best practices;

**Whereas,** MEDC identified 18 areas where further work was needed to meet redevelopment ready best practices;

**Whereas,** the memorandum of understanding between the City and MEDC calls for the City to implement the recommendations of the Redevelopment Ready Community Baseline Report to receive certification;

**Whereas,** City Council recognizes that recommendations that require ordinance changes will require public hearings, discussion and Council action;

**Whereas,** any change to the zoning ordinance will require ordinance revision and a vote of Council;

**THEREFOR BE IT RESOLVED;** City Council directs staff to complete the policies in line with redevelopment ready recommendations:

The foregoing resolution offered by City Council Member \_\_\_\_\_ and supported by City Council Member \_\_\_\_\_.

Upon roll call vote, the following voted:

“Aye”: \_\_\_\_\_

“Nay”: \_\_\_\_\_

The City Clerk declared the resolution: \_\_\_\_\_

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Council of the City of Bessemer, County of Gogebic, said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

James Trudgeon, Bessemer City Clerk  
Bessemer, Michigan, County of Gogebic

**MARKETING PLAN**

It was moved by Archie, supported by Nelson and **CARRIED** to accept and approve the Marketing Plan with the word "Light" removed in reference to Industry and to refer the Plan back to the Planning Commission for adoption.

**DDA APPOINTMENT**

It was moved by Kryshak, supported by Nelson and **CARRIED** to accept the Mayor's recommendation and appoint Dustin Filippini to the Downtown Development Authority.

**BICYCLE LICENSES**

It was moved by Zak and supported by Kryshak to repeal that portion of the City Code referencing bicycle licenses.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**ORDINANCE NO. 363 –  
REPLACE CH 27, SOLID  
WASTE ORDINANCE**

It was moved by Kryshak and supported by Archie to consider this the first reading of Ordinance No. 363 – An Ordinance to Replace CH 27, Solid Waste and to schedule a Public Hearing for April 16, 2018.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**ORDINANCE NO. 362 –  
REPEAL AND REPLACE CH 98  
GEN. BUILDING REGULATIONS**

It was moved by Nelson and supported by Kryshak to consider this the first reading of Ordinance No. 362 – An Ordinance to Repeal and Replace CH 98, General Building Regulations and to schedule a Public Hearing for April 16, 2018.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**ORDINANCE NO 364 –  
REPLACE CH 126 AND REPEAL  
ORDINANCE NO. 348 TRAFFIC  
CODE**

It was moved by Nelson and supported by Archie to table the first reading of Ordinance No. 364 – An Ordinance to Replace CH 126 and to Repeal Ordinance No. 348 Uniform Traffic Code Parking Lots and to have the City

Manager do further research on the procedures for handling abandoned vehicles.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**AMENDMENT TO CITY OF  
BESSEMER/TUNNEL VISION  
AGREEMENT**

It was moved by Zak and supported by Kryshak to approve the amendment between the City of Bessemer and Tunnel Vision and to authorize signatures. The amendment would extend the scope of services to include storm sewer cleaning, televising and GIS integration at an additional cost of \$44, 100.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**DEADLINE FOR AGENDA  
ITEMS**

It was moved by Kryshak, supported by Archie and **CARRIED** to adopt Option 2 for the deadline for agenda items. The deadline for agenda items is Wednesday at 4:00 p.m. Agendas get delivered on Thursday around noon.

**MINE STREET BY HIGH  
SCHOOL**

A discussion was held on the issue of temporarily fixing the 100 N. block of Mine Street, until the scheduled 2021 repair. Several options were debated. It was moved by Archie, supported by Zak and **CARRIED** to instruct the City Manager to explore other options and their costs and present the findings at a future meeting.

**USDA GRANT APPLICATION**

The Council received information regarding the options for pursuing future USDA funding. After discussing the options, it was moved by Archie and supported by Kryshak that future applications would be submitted through the City of Bessemer, rather than the GRWA, to take advantage of the City's low-mod income status. It was further moved to instruct the City Manager to move forward with drafting a resolution increasing the water rates by \$1.50/month. The rate increase would enhance the City's chances of eligibility for funding.

A roll call vote was then taken: AYES – Archie, Zak, Kryshak, Nelson.  
NAYS – None. ABSENT - Coleman. **MOTION CARRIED.**

**CITY MANAGER'S REPORT**

It was moved by Nelson, supported by Archie and **CARRIED** to receive the City Manager's Report and place it on file.

**DPW REPORT**

It was moved by Kryshak, supported by Nelson and **CARRIED** to receive the DPW Report and place it on file.

**PUBLIC COMMENT**

Donna Brown suggested that the 100 N. Block of Massie Street be converted to gravel. Others responded, stating that the road was a high-traffic area, making gravel an infeasible option. Bill McDonald recommended that when the project is done, it should be done with concrete.

Bill McDonald also commented on the grade of Tilden Road, that it was passed-over in the past after being scheduled for repair and that it was in need of repair.

Ian Minielly was pleased that Dustin Filippini was back in the area and a new member of the DDA. He had several questions regarding abandoned vehicles and the timeline for repairing the 100 E. block of Gold Street. He also commented on how Bessemer could inform Its residents of the excellent Water Treatment Facility by placing ads in the newspaper.

Andy Hill stated that the current economy makes it an excellent time for low-mod income communities to explore grant funding.

ADJOURN – 7:22 p.m.

It was moved by Nelson, supported by Kryshak and **CARRIED** to adjourn.

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Adam Zak, Mayor

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James K. Trudgeon, City Clerk



**A regular meeting of the Downtown Development Authority for the City of Bessemer  
was held in the DDA meeting room on  
Monday March 12, 2018 at 5:30**

Present: Osier, Zak, Durkee, Whitburn, Kikkebusch, Leskoviansky

Absent: Hamilton, Youngberg

A quorum was present

Kikkebusch made the motion to approve the minutes from February's meeting. Osier seconded. The vote was unanimously in favor.

1)

Item	Description	Responsible Individual	Action Steps
Pop-up shops	Provide minimal initial funding to start up businesses in our downtown	Charly Loper	
Economic Impact study	Look into creating an impact study	Steve Hamilton	
Banners	Order new banners for before and after summer	Branding Committee	Bring design ideas to DDA
Trees	Ethnic Common's Trees aren't looking healthy	Charly Loper	Discussed bringing in Birch trees that require spraying
Lights in Ethnic Commons	Provide lights on gazebos	Dan Whitburn	Look into LED in the spring
Welcome signs	Look into costs for sign and not base	Charly Loper	

- 2) The Authority discussed taking over the cost of the meter for the Christmas tree. The discussion was tabled pending snow melt.
- 3) Kikkebusch made a motion to change our meetings to the 2<sup>nd</sup> Thursday of the month at noon. Leskoviansky seconded the motion and it passed unanimously.

Whitburn made the motion to adjourn the meeting. Osier seconded it and it passed unanimously.

**A regular meeting of the Planning Council for the City of Bessemer  
was held in the City Hall Council Chambers on  
Tuesday, April 2nd, 2018 at 5:30**

Staff Loper, called the meeting to order at 5:30.

Members Present: Kryshak, McDonald, Miskovich

Members Tardy: none

Members absent: Osier, Nyquist

These members constitute a quorum

Kryshak nominated Miskovich to be the vice chair. It failed due to a lack of a second. Miskovich nominated McDonald to be the vice chair and it failed due to a lack of a second.

Staff Loper continued to run the meeting.

McDonald made a motion to open the Public Hearing on the Capital Improvement Plan, Kryshak seconded it and it passed unanimously. There was no public comment. McDonald made a motion to close the public hearing. Miskovich seconded it and it passed unanimously.

McDonald made a motion to approve the minutes from February's meeting. Miskovich seconded this motion and it was unanimously approved.

Staff Loper presented the proposed Zoning Change Ordinance Kryshak made a motion to schedule a public hearing in front of the Planning Commission on May 1<sup>st</sup> and to include the Medical Marijuana as a home occupation. McDonald seconded it and it passed unanimously.

The commission discussed the Capital Improvement Plan and instructed Staff Loper to put it on our website. A Public Hearing will be scheduled for May 1<sup>st</sup>.

The Commission reviewed the Redevelopment Ready Community Baseline Report and discussed a recommendation to have only one public hearing for special use permits. Currently a Public Hearing is held at both the commission and council level. The Commission agreed it made the most sense to have the Public Hearing at the Commission level because it gives the Commission a chance to make corrections before recommending it to the council. Also if people want to discuss it with the council, they can also speak during the public comment section or write a letter.

The Commission discussed the Public Participation Plan. Kryshak made a motion to schedule a public hearing for May 1<sup>st</sup>. Miskovich seconded it and it passed unanimously.

John Turkal and Ian Minelly both spoke during Public Comment.

Kryshak made the motion to adjourn the meeting. McDonald seconded. It passed unanimously.

**A Regular Meeting for the Parks and Recreation Committee  
was held on April 5th, 2018  
at 2:00 PM in the DDA Room.**

The meeting was called to order at 2:00.

Present: R. Zaleski, M. Zaleski, Archie, Olsen, Billie

Absent: none

M. Zaleski made a motion to approve the minutes from January's meeting. Billie seconded. It unanimously passed.

The commission discussed their thoughts on Bluff Valley Park moving forward. Staff Loper will incorporate these thoughts into a plan.

Staff Loper informed the group of various fundraising opportunities.

Archie made a motion to allow a one year trial to allow dogs in the park. Olsen seconded it. It failed 2 to 3. R. Zaleski made a motion to not allow dogs in the park. Billie seconded it and it passed 4 to 1 with Olsen voting no.

The board agreed to schedule a trail clearing day for early June.

We received public comment from various individuals. The board agreed to look into changing the trail from 3<sup>rd</sup> and Massie to 3<sup>rd</sup> and Mill. The board also agreed to look into purchasing the road commissions land if environmental concerns are addressed.

The meeting was adjourned at 3:10 after a motion from Billie, a second from Archie, and a unanimous vote.