

**MINUTES
CITY OF NEGAUNEE REGULAR MINUTES
MAY 11, 2017**

A Regular Meeting of the Negaunee City Council was held on Thursday May 11, 2017 at 7:00 p.m. in the Negaunee Senior Center.

Members Present: Mayor Gladwell, Council Members Kangas, Smith, Visser, Wallner, Kantola and Anderson

Members Absent: None

APPROVAL OF AGENDA

Mayor Gladwell asked that a moment of silence be observed for Representative Kivela.

Council Member Visser asked that #9.2 Interim DPW Director Position be removed from the Agenda.

A motion was made by Council Member Smith, supported by Council Member Kangas and unanimously carried to approve the agenda as amended.

PUBLIC COMMENT

Mike VanStraten addressed the Council and stated that he was a 40 year resident and asked if he was getting a break on his taxes or fees owed to the City. He reminded the Council to act in the best interest of all citizens' and not just one person. He also stated that he was opposed to boats on Teal Lake.

Bill Richards addressed the Council regarding an engineering study done on Croix Street.

Tonja Acker Richards addressed the Council regarding the sanitary sewer deficiency at the corner of US 41 and Croix St. and that it is being ignored by the City.

PUBLIC HEARING – SEMCO ENERGY GAS FRANCHISE ORDINANCE

Mayor Gladwell opened the Public Hearing. No one from the public wished to comment.

A motion was made by Council Member Smith, supported by Council Member Visser and unanimously carried to approve the 2nd reading and adopt the ordinance.

PUBLIC HEARING – TEAL LAKE ORDINANCE #1064.09 AND #1064.10 REPEAL

Mr. George Sedlachek, 1121 Owaissa addressed the Council regarding the 1994 Teal Lake Study and that the DNR agreed with the City's Ordinance. He is not in favor of boats on Teal Lake.

Ms. Lynn Myttinen, 1125 Owaissa addressed the Council regarding no boats on Teal Lake and that the silent sports should be promoted.

Steven Lott, Lakeview Apartments addressed the Council regarding no boats on Teal Lake and that there wouldn't be sufficient parking.

Karen Meeks addressed the Council regarding no boats on Teal Lake and that the silent sports should be marketed and promoted and the policing would be a problem along with the litter. She stated that the recent survey stated the majority of people do not want boats on the lake.

Ray Juttila stated he was raised here and that he can't believe we are back here on this topic. Enough is enough.

Rhonda Gravedoni addressed the Council and spoke about Public Act 399, that the snowmobiles and ice fisherman cause pollution and that it is time for change.

Mike Grossman, 1560 North Baldwin Ave. addressed the Council regarding promoting silent sports. He stated that there are over 25 lakes within a 20 mile radius that allow boats and that the Council should go with what the people want.

William Meeks handed out a Coast Guard report regarding safety for boats on lakes.

Jon Becker addressed the Council as a homeowner and Planning Commission member. He read a letter from the Planning Commission and also stated that the manner in which this item was placed on the last agenda was not transparent. He also spoke regarding the City's Master Plan and the survey that pertained to Teal Lake and boats.

Steve Perucco, 212 W. Arch commented on the parking issues this would cause in the area of Teal Lake.

Gary Saurdini, 416 Maas St. addressed the Council indicating that he would not like to see boats on the lake.

Margaret Twichell, 1105 Owaissa addressed the Council commenting on all of the silent sports that take place on and around Teal Lake and that she does not want to see boats on Teal Lake.

Frank Valleli addressed the Council regarding the Teal Lake Ordinance and that he feels we are in violation with the State.

Annette Carrier, 204 Shoreline Drive addressed the Council and stated that Teal Lake should stay as is. She also commented on the silent sports that take place at the lake.

William Zinsser, 200 Shoreline Drive stated he was opposed to motors on Teal Lake and spoke regarding invasive species.

Mike VanStraten addressed the Council and stated that during Pioneer Days there would not be enough law enforcement if boats were on the lake.

William Olmstead an owner of rentals in Negaunee addressed the Council stating that it is perplexing to him that this issue is coming up again after the people spoke in past survey's that they do not want boats on Teal Lake.

Mike Carrier, 204 Shoreline Drive addressed the Council and thanked them for listening to all of the people tonight. He stated that he measured and the parking would be impossible to launch boats.

Dave Oglesby, 542 Elm St. addressed the Council and spoke of the Master Plan, zoning ordinances and the Teal Lake Overlay.

Don Schinella, 213 Shoreline Drive addressed the Council stating that it was great to see the community come out on this issue and that he was in favor of boats on Teal Lake and also commented on the Ordinance.

Jack Filizetti, Johnson Road addressed the Council and commented on Teal Lake and the noise if boats were allowed. He also spoke regarding the limited parking in the area.

Anna Mattson, 1009 Pine St. addressed the Council and commented that in all the years she has been on the Negaunee Parks and Recreation board no one has ever approached the board regarding having boats on Teal Lake.

Alice Mutkla, Nakomis Street addressed the Council and commented on there not being anywhere to stay here for people bringing in their boats.

Scott Gravedoni, 207 Pioneer addressed the Council and commented that he is opposed to the Teal Lake Ordinance. He stated that he has a camp and there is no problem between the boaters and silent sports. He asked that the Ordinance be repealed.

Angeleah Gravedoni addressed the Council and stated that boats on Teal Lake should not be a safety problem as the swimming area is well marked.

Tonja Acker Richards addressed the Council regarding the limited parking in the area and safety issues.

Brian Peterson, 1113 Owaissa addressed the Council and stated that he is opposed to motors on Teal Lake.

Olivia Sleeman, Lakeview Apartments addressed the Council and the parking issue at the Apartments when there are events on the lake.

Jon Becker addressed the Council stating that there is a process in place for change if people so wish and that the City is not in violation of state law with the Teal Lake Ordinance.

Anthony Wirtenan, 200 Cliff St. addressed the Council stating that the ordinance should be repealed.

Shirley Kallatsa, Shoreline Drive addressed the Council and stated she was not in favor of boats on Teal Lake.

Walter Krawn addressed the Council and commented on the fireworks and the sheriff boats wakes on Teal Lake.

At this time Mayor Gladwell called a 10 minutes recess.

Mayor Gladwell called the meeting back into open session at 9:25 p.m.

A motion was made by Council Member Kangas, supported by Mayor Gladwell to not repeal the Teal Lake Ordinance #1064.09 and #1064.10 and to keep it in place.

The following roll call vote was taken:

Aye: Council Member Kangas, Smith, Wallner, Anderson, and Mayor Gladwell

Nays: Council Members Visser and Kantola

The motion passed on a 5-2 vote.

Council Member Visser commented on the Motor Boat Act of 1962 and the DNR Letter of April 7th. City Attorney Houghton proceeded to explain the three Judges opinions regarding the validity of the Teal Lake Ordinance and that we are not in violation.

Council Member Anderson asked about liability issues in the winter.

Mayor Gladwell explained that the Marine Safety Act supersedes the Motor Boat Act of 1962 and that we need to keep in mind that the City of Ishpeming's ordinance are similar to ours when it comes to Teal Lake and commented on the three Judges opinions. He also commented on erosion on the lake.

Council Member Wallner thanked everyone for speaking and the public involvement.

Council Member Kantola thanked everyone, that there was some fear mongering and feels that boats would help the City.

RFQ – CITY ATTORNEY SEARCH

A motion was made by Council Member Visser, supported by Council Member Wallner and unanimously carried to advertise for the City Attorney position.

FISHING PIER REPLACEMENT

A motion was made by Council Member Smith, supported by Council Member Wallner and unanimously carried to purchase a fishing pier from Free Chevrolet in the amount of \$11,393 from the Parks Fund Capital Outlay.

DISPOSAL OF ASSETS – 2003 INTERNATIONAL DIGGER/DERRICK TRUCK

A motion was made by Council Member Visser, supported by Council Member Smith and unanimously carried to sell the 2003 International Digger/Derrick Truck to a neighboring governmental entity for \$52,500.

CONSENT AGENDA

A motion was made by Council Member Smith, supported by Council Member Kangas and unanimously carried to approve the Consent Agenda as follows: April 13, 2017 Regular Minutes, April 25, 2017 Special Minutes, Claims and Accounts in the amount of \$404,014.83 (checks #75341-#75472), Revenue/Expenditure Reports – Trial Balance, MDOT Contract and Signature Designation – 2017 Small Urban – West Case/County Rd, 2017 Pioneer Days – City Assistance Request.

COUNCIL MEMBERS

Council Member Kangas commented that it was good to see the public interest here tonight.

Council Member Smith stated that everyone did a good job.

Council Member Visser stated it was good to see people here and hear different opinions.

Council Member Wallner appreciated the public involvement.

Council Member Kantola thanked everyone.

Council Member Anderson was glad everyone was here.

Mayor Gladwell stated that the City of Negaunee is involved with the Project Empire, thanked everyone and wished everyone a happy Memorial Day.

CITY MANAGER

Interim City Manager Koski stated that the City Manager search is on going and hopefully we would have something for the Council soon.

CITY ATTORNEY

City Attorney Houghton appreciated all of the comments and encouraged citizen's to remain involved.

ADJOURNMENT

There being no further business to discuss a motion was made by Council Member Visser, supported by Council Member Smith and unanimously carried to adjourn the meeting at 10:25 p.m.

Ann Ducoli
City Clerk