

City of Ironwood
213 S. Marquette St.
Ironwood, MI 49938



IRONWOOD

MICHIGAN | *Find Your North*

Phone: (906) 932-5050
Fax: (906) 932-5745
www.cityofironwood.org

AGENDA
REGULAR IRONWOOD CITY COMMISSION MEETING
MONDAY, NOVEMBER 9, 2020
Public Hearing – 5:20 P.M.
Regular Meeting - 5:30 P.M.

TO BE HELD VIA ZOOM

(Please visit the City website at www.cityofironwood.org or the notice posted at the Memorial Building for Zoom Webinar login instructions.)

5:20 P.M.

1. Call Public Hearing to Order.
 2. Recording of the Roll.
 3. Public Hearing: To hear comment on Ordinance No. 527, Book 5, an Ordinance to amend Sections 37-4(c) and 37-6(a), 37-6(c)(3), and 37-6(f) of Chapter 37 of the Code of ordinances, City of Ironwood, MI entitled “Marihuana Establishments”.
 4. Close Public Hearing.
-

5:30 P.M.

- A. Regular Meeting Called to Order.
Pledge of Allegiance.
- B. Recording of the Roll.
- C. Approval of the Consent Agenda.*

All items with an asterisk (*) are considered to be routine by the City Commission and will be enacted by one motion. There will be no separate discussion of those items unless a Commission member or citizen so requests, in which event the item will be removed from the General Order of Business and considered in its normal sequence on the agenda.

*1) Approval of Minutes – Regular City Commission Meeting Minutes of October 26th.



This Institution is an Equal Opportunity Provider, Employer and Housing Employer/Lender



D. Approval of the Agenda

E. Citizens wishing to address the Commission on Items on the Agenda. (Three Minute Limit).

F. Citizens wishing to address the Commission on Items not on the Agenda (Three Minute Limit)

G. UPDATE: COVID-19 Response.

OLD BUSINESS

H. Discuss and consider approving Ordinance No. 527, Book 5, an Ordinance to amend Sections 37-4(c) and 37-6(a), 37-6(c)(3), and 37-6(f) of Chapter 37 of the Code of ordinances, City of Ironwood, MI entitled “Marihuana Establishments”.

NEW BUSINESS

I. Discuss and consider approving Iron Belle Trail challenge Grant for Iron Belle Trail historic interpretive signs.

J. Discuss and Consider approving Resolution #020-020, a resolution amending City Commission Rules to Govern Electronic Meetings.

K. Discuss and consider approving 1-year property lease agreement with Up-N-Smoke Bbg, LLC (Nathanial Price, Owner) for use of vacant City owned property located at 238 Ayer Street, Ironwood, MI.

L. Manager’s Report.

M. Other Matters.

N. Adjournment.

ORDINANCE NO. 527, BOOK 5

AN ORDINANCE TO AMEND SECTIONS 37-4(c) and 37-6(a), 37-6(c)(3), and 37-6(f) OF CHAPTER 37 OF THE CODE OF ORDINANCES, CITY OF IRONWOOD, MI ENTITLED “MARIHUANA ESTABLISHMENTS”

THE CITY OF IRONWOOD ORDAINS:

Section 1. Section 37-4(c) is amended to read as follows (amended language in bold):

The City Commission may establish, by resolution, a nonrefundable license application fee, not to exceed fifteen hundred dollars (\$1500), and a nonrefundable Marihuana Establishment annual license fee, not to exceed five thousand dollars (\$5,000.00), to defray application and administrative costs. **The fees set forth herein shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any federal or state law, or other city ordinance, including, by way of example, any applicable zoning or building permits.**

Section 2. Section 37-6(a) is amended to read as follows (amended language in bold):

Upon receipt of a completed application meeting the requirements of this Ordinance and confirmation that the number of existing licenses does not exceed the maximum number established by this Ordinance, the Clerk shall refer a copy of the application to each of the following for their review: **the Finance Director, the Community Development Director, the Building Inspector, and the Public Safety Director.**

Section 3. Section 37-6(c)(3) is amended to read as follows (amended language in bold):

The Finance Director, the Community Development Director, the Building Inspector, and the Public Safety Director, to the extent applicable, have inspected the proposed location and/or site plan for compliance with all local and state fire codes, laws and ordinances they are charged with enforcing.

Section 4. Section 37-6(f) is amended to read as follows (amended language in bold):

Licenses issued under this Ordinance may not be transferred to a different location without the approval of the City Commission and Planning Commission. In order to receive approval to transfer a license to a different location, the licensee must make a written request to the Clerk, indicating the current location and the proposed location. The Clerk shall refer a copy of the application to each of the following for their approval: **the Finance Director, the Community**

Development Director, the Building Inspector, and the Public Safety Director. Transfer of the license to a different location will only be approved after review by the City Commission and Planning Commission and must meet the following:

- (1) The Planning & Zoning Administrator has confirmed that the proposed new location complies with this Ordinance and the Zoning Code; and
- (2) **The Finance Director, the Community Development Director, the Building Inspector, and the Public Safety Director, to the extent applicable,** have confirmed that the proposed new location is in compliance with all laws and ordinances for which they are charged with enforcing.

Section 5. Repealer. Any ordinance that is in conflict with this Ordinance is hereby repealed.

Section 6. Severability. If any word, clause, sentence, paragraph or provision of this Ordinance is deemed to be invalid by a court of competent jurisdiction, such word, clause, sentence, paragraph or provision so designated shall be deemed severable and the remaining provisions of the Ordinance shall be deemed fully enforceable.

Section 7. Effective Date. The terms and provisions of this Ordinance shall become effective upon publication and adoption in accordance with law.

Passed and adopted by the City Commission of the City of Ironwood, Michigan, this _____ day of _____ 2020.

ANNETTE DA LIO-BURCHELL, MAYOR

ATTEST:

KAREN M. GULLAN, CITY CLERK

Proceedings of the Ironwood City Commission Meeting

A Regular Meeting of the Ironwood City Commission was held by a Zoom Webinar on Monday, October 26, 2020 at 5:30 P.M., along with two (2) public hearings at 5:20 P.M. and 5:25 P.M.

1. Mayor Burchell called the Public Hearing to Order at 5:20 P.M.

***Motion** was made by Semo, seconded by Corcoran to excuse Commissioner Cayer from tonight's meeting. Unanimously passed by roll call vote.*

2. Recording of the Roll.

PRESENT: Commissioner Corcoran, Mildren, Semo, and Mayor Burchell.

ABSENT: Commissioner Cayer (excused).

City Clerk Karen Gullan addressed the City Commission correcting Ordinance #525 to read Ordinance #528.

3. Public Hearing: To hear comment on Ordinance ~~#525~~ #528, Book 5 an Ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new chapter which new chapter shall be designated as Chapter 38 of said Code entitled "Municipal Civil Infraction".

City Manager Scott Erickson addressed the City Commission stating the municipal civil infraction ordinance provides a "fine" system for ordinance violations, in-place of a criminal process. No additional comments were made.

4. Mayor Burchell closed the Public Hearing at 5:26 P.M.
-

1. Mayor Burchell called the public hearing to order at 5:26 P.M.
2. Public Hearing: To hear comment on Ordinance #526, Book 5 an Ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new section to Chapter 17, Nuisances, which new sections shall be designated as Section 17-84 through 17-89 of said Code.

City Manager Scott Erickson addressed the City Commission regarding this ordinance and stated this ordinance was to amend the current Ordinance to provide tools for the City of Ironwood to use an odor measuring device. This amendment allows for citizens and businesses to come forward to address any odor issues. No additional comments were received.

3. Mayor Burchell closed the public hearing at 5:28 P.M.
-

- A. Mayor Burchell called the regular meeting to order at 5:30 P.M.

B. Recording of the Roll.

PRESENT: Commissioner Corcoran, Mildren, Semo, and Mayor Burchell.

ABSENT: Commissioner Cayer (excused).

C. Approval of the Consent Agenda.*

*1) Approval of Minutes – Regular City Commission Meeting of October 12th.

*2) Review and Place on File:

- a. Ironwood Housing Commission Meeting Minutes of 10/13/20.
- b. Downtown Ironwood Development Authority (DIDA) Meeting Minutes of 2/28/20, 4/23/20, 5/28/20, 6/25/20, 7/23/20, and 8/27/20.
- c. Pat O'Donnell Civic Center Board Meeting Minutes 10/5/20.

Motion was made by Semo, seconded by Corcoran to approve the consent agenda as presented. Unanimously passed by roll call vote.

D. Approval of the Agenda

Motion was made by Corcoran, seconded by Mildren, and carried to approve the amended agenda changing Ordinance #525 to #528 under item J. Unanimously passed by roll call vote.

E. Review and Place on File:

1. Revenue & Expenditure Report.
2. Cash and Investment Summary Report.

Motion was made by Corcoran, seconded by Semo to receive and place on file the Statement of Revenue & Expenditures Report for the month ending September 30, 2020 and the Cash and Investment Summary Report month ending September 30, 2020. Unanimously passed by roll call vote.

F. Approval of Monthly Check Register Report.

Motion was made by Semo, seconded by Corcoran to approve the Monthly Check Register Report for the month ending September 30, 2020. Unanimously passed by roll call vote.

G. Citizens wishing to address the Commission on Items on the Agenda. (Three Minute Limit).

Jeff Barker, an attorney who represents some local folks who are trying to get their marihuana licenses, addressed the City Commission expressing his dismay with the proposed changes to the fees. He also noted that a community can only charge up to \$5,000. Additional comments were received.

H. Citizens wishing to address the Commission on Items not on the Agenda (Three Minute Limit)

There were none.

I. UPDATE: COVID-19 Response.

Public Safety Director Andrew DiGiorgio addressed the City Commission stating we still continue to see community spread. Director DiGiorgio urged everyone to continue to wash their hands, wear a mask, and practice social distancing. Director DiGiorgio also mentioned that Halloween Trick & Treating was moving forward and will be from 3:00 p.m. – 7:00 p.m. following the Health Departments recommendations.

Finance Director/Treasurer Paul Linn mentioned he continues to work through the grant reimbursement process with documentation. He further noted the City of Ironwood has received all they will receive from the grant funding sources to date.

City Manager Scott Erickson also reinforced the importance of mask wearing, social distancing, and washing of our hands.

OLD BUSINESS

J. Discuss and Consider approving Ordinance ~~#525~~ #528, Book 5, an Ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new chapter which new chapter shall be designated as Chapter 38 of said Code entitled “Municipal Civil Infraction”.

Motion was made by Semo, seconded by Corcoran to adopt Ordinance #528, Book 5, an Ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new chapter which new chapter shall be designated as Chapter 3338 of said Code entitled “Municipal Civil Infraction”. Unanimously passed by roll call vote.

K. Discuss and Consider approving Ordinance #526, Book 5 an ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new section to Chapter 17, Nuisances, which new sections shall be designated as Section 17-84 through 17-89 of said Code.

Motion was made by Semo, seconded by Mildren to adopt Ordinance #526, Book 5 an ordinance to amend the Code of Ordinances, City of Ironwood, Michigan by adding a new section to Chapter 17, Nuisances, which new sections shall be designated as Section 17-84 through 17-89 of said Code. Unanimously passed by roll call vote.

L. Discuss and consider adopting Resolution #020-019 a resolution correcting figure 1 in Chapter 37 “Marihuana Establishments” Ordinance.

Motion was made by Corcoran, seconded by Semo to adopt Resolution #020-019 a resolution correcting figure 1 in Chapter 37 “Marihuana Establishments” Ordinance. Unanimously passed by roll call vote.

- M. Discuss and consider the sale of two (2) metal map drawers for \$1.00 to the Ironwood Historical Society from the Memorial Building surplus property list.

Motion was made by Mildren, seconded by Corcoran to approve the sale of two (2) metal map drawers for \$1.00 to the Ironwood Historical Society from the Memorial Building surplus property list. Unanimously passed by roll call vote.

NEW BUSINESS

- N. Discuss and consider approval of the Gogebic Range Public Works Mutual Aid Agreement.

Motion was made by Semo, seconded by Mildren to approve the Gogebic Range Public Works Mutual Aid Agreement. Unanimously passed by roll call vote.

- O. Discuss and consider declaring surplus public works department property and authorize sale.

Motion was made by Corcoran, seconded by Mildren to declare surplus public works department property and authorize it for sale. Unanimously passed by roll call vote.

- P. Discuss and consider introduction of Ordinance No. 527, Book 5, an Ordinance to amend Sections 37-4(c) and 37-6(a), 37-6(c)(3), and 37-6(f) of Chapter 37 of the Code of ordinances, City of Ironwood, MI entitled “Marihuana Establishments” and schedule a public hearing on Monday, November 9, 2020 at 5:20 P.M.

Motion was made by Semo, seconded by Corcoran to introduce Ordinance No. 527, Book 5, an Ordinance to amend Sections 37-4(c) and 37-6(a), 37-6(c)(3), and 37-6(f) of Chapter 37 of the Code of Ordinances, City of Ironwood, MI entitled “Marihuana Establishments” and schedule a public hearing on Monday, November 9, 2020 at 5:20 P.M. Unanimously passed by roll call vote.

- Q. Discuss and consider extension of General Services Administration (GSA) lease for an additional three (3) year period for rental space located in the Memorial Building, 213 S. Marquette Street and authorize Mayor and City Clerk to sign same.

Motion was made by Corcoran, seconded by Mildren to approve the extension of General Services Administration (GSA) lease for the Social Security Office space located in the Memorial Building, 213 S. Marquette Street for an additional three (3) year period and authorize Mayor and City Clerk to sign same. Unanimously passed by roll call vote.

- R. Manager’s Report.

City Manager Scott B. Erickson verbally gave the Manager’s report noting the following items:

- *The Civic Center construction is continuing with both outside and inside work. The contractor has provided temporary heat in the building allowing the internal masonry work to continue.
- *The Downtown City Square Project is wrapping up with punch list items being completed. The ribbon cutting ceremony is scheduled as a part of the First Friday event for Friday, November 6th at 4:30 p.m.

*Gogebic County is continuing with the removal of the blighted commercial building at 226 McLeod Avenue.

*Santa's Headquarters will be held at the Bessemer VFW and will be drive up type event due to COVID.

*The Ironwood City Clerk's office will be open this coming Saturday, October 31, 2020 from 7 A.M. to 3 P.M. for Absentee Voter Ballots.

S. Other Matters.

Commissioner Mildren commented on how very important Santa's Headquarters and people making donations is and how it shows people care about our area children.

Mayor Burchell informed everyone that the Michigan Council for Arts and Cultural Affairs granted 9 million dollars toward the arts. She further noted the Downtown Art Place received a \$15,000.00 and the Theatre received a \$12,500.00 operational support grant. Additional comments were received.

T. Adjournment.

Motion was made by Corcoran, seconded by Mildren to adjourn the meeting at 6:19 P.M. Unanimously passed by roll call vote.

Annette Da Lio-Burchell, Mayor

Karen M. Gullan, City Clerk



Michigan Department of Natural Resources
Parks and Recreation Division

GRANT AGREEMENT NUMBER

IBTCH 19-23

**MEMORANDUM OF UNDERSTANDING AND AGREEMENT
FOR THE
IRON BELLE TRAIL (IBT)-CHALLENGE GRANT**

*This information is required by authority of Part 711 of Act 451 of 1994,
as amended, to qualify for reimbursement.*

Grantee City of Ironwood	
Attention Scott Erickson	
Address 213 S Marquette St.	
City, State, ZIP Ironwood, MI 49938	
Telephone (906) 364-5050	SIGMA Vendor Identification Number (FEIN) Cv0047689

It is expressly understood by and between the parties hereto that the proposal bears the above Grant Agreement Number and associated documents including all attachments, are by this reference made part of this understanding. All materials bearing this number constitute the entire understanding between the parties.

An agreement is made between the MICHIGAN DEPARTMENT OF NATURAL RESOURCES (hereinafter called the Department; **State Trails** Coordinator, contracting officer) and the above-named Grantee for funding the purchase and installation of signage along the Iron Belle Trail in Ironwood. Signage will include one trailhead entrance sign and three historic interpretive signs.

The project period shall be from **date of signature** to **September 30, 2021**. This understanding shall convey a sum of money for eligible costs, but which shall not in any event exceed **seven thousand (\$7,000.00)** dollars. This sum shall be used only for the elements called for in the project scope.

All projects will comply with the Americans with Disabilities Act of 1990.

All work must comply with State and Federal guidelines rules, regulations, and laws.

Additional guidelines and specifications for this agreement:

- **Project Coordination:** The Department contact for this project is **Dakota Hewlett**, hereinafter referred to as the Coordinator. The Grantee will confer regularly with the Coordinator on the progress of this project.
- **Payment:** Where applicable, the Department agrees to reimburse the Grantee for authorized expenditures upon verification of actual expenditures up to 90 percent of the grant amount. The Department will pay the final 10 percent upon project completion and final audit. Total payment under this grant is not to exceed the actual costs or **\$7,000**, whichever is less. Initial request for payment shall be made by completing *Request for Grant Reimbursement, PR4121*, (additional forms are available from the address at the end of this agreement). A final request must be made by **September 15, 2021**. Requests for payment must include copies of invoices and cancelled checks for all expenditures. **A Sigma Vendor ID is required for reimbursement. To apply for the required ID, please follow the instructions found online at <https://sigma.michigan.gov/webapp/PRDVSS2X1/AltSelfService>.**
- **Project Reporting:** Grantee will provide the coordinator with quarterly reports throughout the length of the project. Prior to final payment Grantee will provide the coordinator with a final report on the project (forms found at the end of this agreement).
 - **Development projects:** Report will include pictures and location map of trail segments/trail structures constructed.
 - **Route Planning/Engineering projects:** Route planning report will include map(s) identifying the preferred alternative chosen for the IBT/ Engineering report will include pictures/renderings and detail the project status before the final payment will be issued.
- **Fiscal Control and Accounting Procedures:** In addition to the summary documentation submitted to the Department, the Grantee will maintain complete financial records. Documents required to be maintained for audit include: purchase orders, vouchers, authorized payments, and time records for individual employee(s) charged to this program. All financial records for this Grant will be retained by the Grantee until audit, or for a minimum of three (3) years, whichever is less. Records under audit will be retained until the audit is closed.
- **Procurement:** The Grantee will use their own procurement procedures provided they reflect applicable state and local laws and regulations to include low bidder competition bid process, as applicable.

CONSTITUTIONAL RIGHTS NOTICE: IF YOU ARE A PERSON OF COLOR, GENDER, OR SEXUAL ORIENTATION, YOU MAY BE ELIGIBLE FOR A GRANT UNDER THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES' GRANT PROGRAMS. IF YOU ARE A PERSON OF COLOR, GENDER, OR SEXUAL ORIENTATION, YOU MAY BE ELIGIBLE FOR A GRANT UNDER THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES' GRANT PROGRAMS.

- **Prevailing Wage and Fringe Benefits:** Any sub-contractor performing work under this agreement must comply with the requirements of P.A. 166 of 1965.
- **Changes:** From time to time, changes may be needed in the scope or an extension of the project and the grant. All changes must be submitted in writing to the Coordinator and approved by the Department 45 days prior to September 30, 2021. Changes implemented prior to approval by the Department will not be eligible for reimbursement.
- **Audits:** The project and related reports are subject to audit by the Department. This may include both financial audits and site visits.
- **Hold Harmless:** Each party to this agreement will be responsible for its own negligent acts, including the acts of its officers, agents, and employees.
- **Right of Cancellation:** This grant agreement may be cancelled by either party upon giving thirty (30) days' written notice to that effect to the other party.

The individuals or officers signing on behalf of the parties to this Agreement certify by their signatures that they have read, understand and agree to comply with this Agreement, and have the authority to enter into this Agreement on behalf of the Grantee.

DEPARTMENT COORDINATOR

Printed Name: _____ Title: _____
 Signature: _____ Date: _____

GRANTEE'S REPRESENTATIVE(S)

Printed Name: _____ Title: _____
 Signature: _____ Date: _____

Printed Name: _____ Title: _____
 Signature: _____ Date: _____

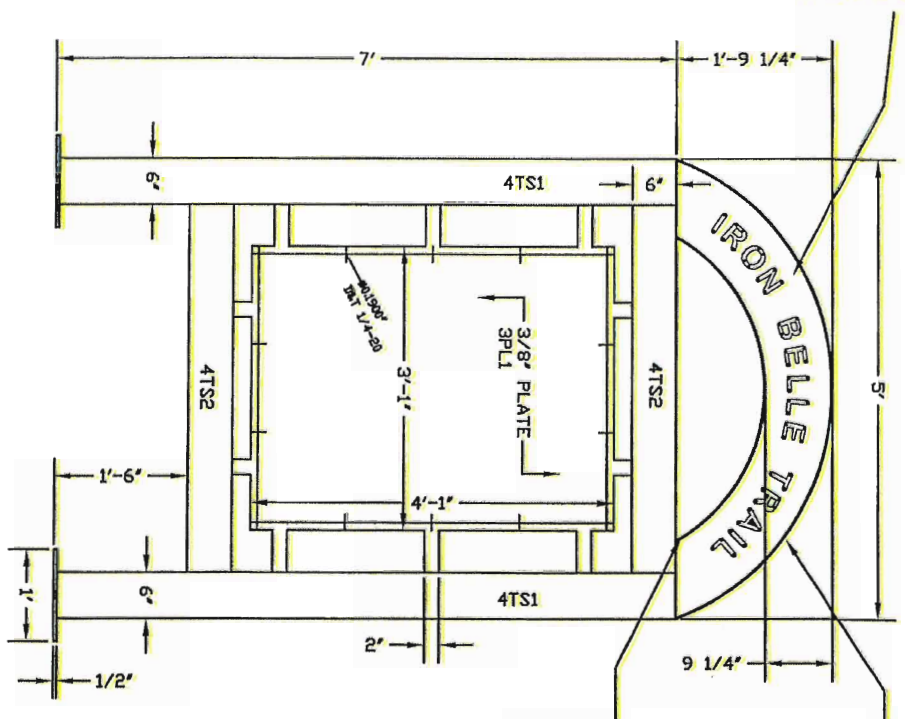
Printed Name: _____ Title: _____
 Signature: _____ Date: _____

Please sign and return both copies to:

**IRON BELLE COORDINATOR
 PARKS AND RECREATION DIVISION
 MICHIGAN DEPARTMENT OF NATURAL RESOURCES
 PO BOX 30257
 LANSING MI 48909**

A fully executed copy will be returned for Grantee's files to the address provided on page 1.

SIGN PANELS (QTY(2))
FROM 1/8" ALUMINUM TO
BE CUT IN MANISTIQUE,
INSTALL IN ROCK
LETTERS SEPARATE BY
MANISTIQUE

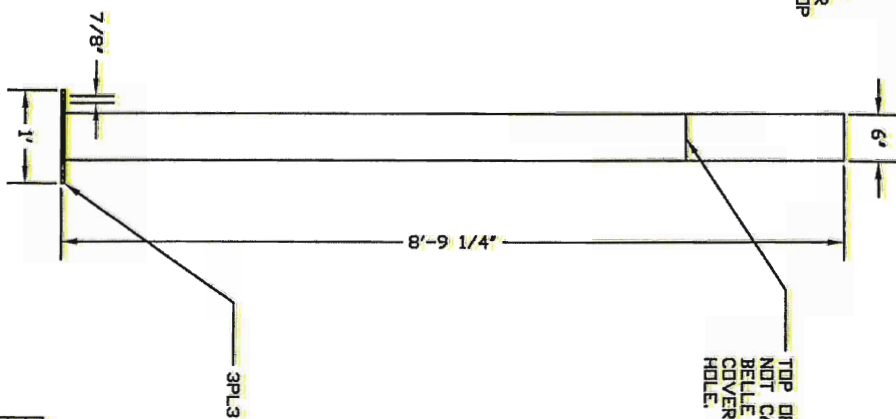


SPL 5 1/8"
ALUMINUM PLATE
MANISTIQUE TO
SUPPLY, ROCK TO
ROLL AND CORNER
WELD TO SIGN TOP

SPL 6 1/8"
ALUMINUM PLATE
MANISTIQUE TO
SUPPLY, ROCK TO
ROLL AND CORNER
WELD TO SIGN
BOTTOM

TYPE I SIGN TWO SIDED ART PANEL QTY(1)

ALL TUBING 1/8" THICK, 3/8" SOLID ALUMINUM
PANEL FOR ATTACHING TWO 1/8" SIGN BOARDS, ONE ON EACH
SIDE, LETTERS 3" HIGH, BOTH SIDES, ATTACHED TO ARCH, 3/4
WEDGE ANCHORS, SIGN TO BE PPC BLACK WITH RED LETTERS



MADE BY: _____
DATE: _____
CHECKED BY: _____
DATE: _____

REV NO. REV DATE BY

NO.	DATE	BY	REVISION
1	9/29/80	WJ	FOR CONSTRUCTION
2	9/29/80	WJ	FOR FABRICATION
3	9/29/80	WJ	FOR APPROVAL

U.S. ARMY CORP. OF ENGINEERS
CITY OF INDIANAPOLIS
INDIANAPOLIS, IN
IRON BELLE TRAIL T1 AND T2 SIGNS
DESIGN NO. 100-100-100
DATE 9/29/80
DRAWN BY: WJ
CHECKED BY: WJ
DESIGNED BY: WJ
SCALE: NONE
ISSUED NO. 100-100-100-1



Michigan's Iron Belle Trail
IRON BELLE
Challenge Grant
PROJECT PROPOSAL



Focus of the challenge grant program is on trail segments prepared to go into construction in 2018, continued support of the engineering & design and purchase of Iron Belle Trail signage. THIS IS A REIMBURSEMENT GRANT PROGRAM AND MATCH IS REQUIRED AT LEAST 100% OF AMOUNT GRANTED

MICHIGAN'S IRON BELLE TRAIL FUNDING CRITERIA:

- All projects must match challenge grant with private funds at at least a 60% private/ 40% public ratio
- All projects will meet Americans with Disabilities Act access requirements
- All projects on the bicycle route will use AASHTO design standards (Reduced width may be allowed on a case by case basis)
- Applicants/Co-Applicants are **units of government**, established **trail authority**, or eligible **non-profit** on the Iron Belle Routes
- Trail segment is on the proposed trail route (Iron Belle Map: www.michigan.gov/ironbelle)
- Applicants will have site control (after planning, if route is being determined) and will be the manager of the trail segment
- Successful applicants will be asked to obtain a SIGMA vendor ID number

ELIGIBLE SCOPE ITEMS: Engineering/Design Assistance, Development Costs and Trail Signage

Applicant Organization/Co-Applicants: City of Ironwood

Project Contact: Scott Erickson Phone#: 906-364-5050 E-mail: ericksons@cityofironwood.org

SIGMA Vendor ID (If already registered) #: CV0047689 Federal ID #: 38-6004566

PROJECT LOCATION (Attach Project Location Map):

County: Gogebic Township: City of Ironwood

Description of Project Location (cross streets, etc.): Iron Belle Trail between Lowell St. and Curry St.

PROJECT NAME and TYPE (design/construction/signage): Install Iron Belle Trail entrance sign & 3 Historic
 Provide a brief description of the project being proposed (attach additional sheets if necessary): information signs

Installation of one trail head entrance sign (type I) and three
(type II) historic information signs.

PROJECT SITE CONTROL:

Applicants Interest in the project site is/will be: ☐ Fee Simple ☐ Easement ☐ Lease ☐ Agreement

Other- Describe: Property is under the ownership of the MDNR with the
Michigan Western Gateway Trail Authority having a maintenance agreement

PROJECT COST ESTIMATE:

Project Element	Cost	Project Element	Cost
1- Type I Trail Head Sign	\$3,832	Graphic Design for 4 Signs	\$1,200.00
3- Type II Historic Info Signs	3x \$2534 = \$7,602.00		
TOTAL PROJECT COST	\$12,634.00	CHALLENGE GRANT AMOUNT REQUESTED	\$7000.00

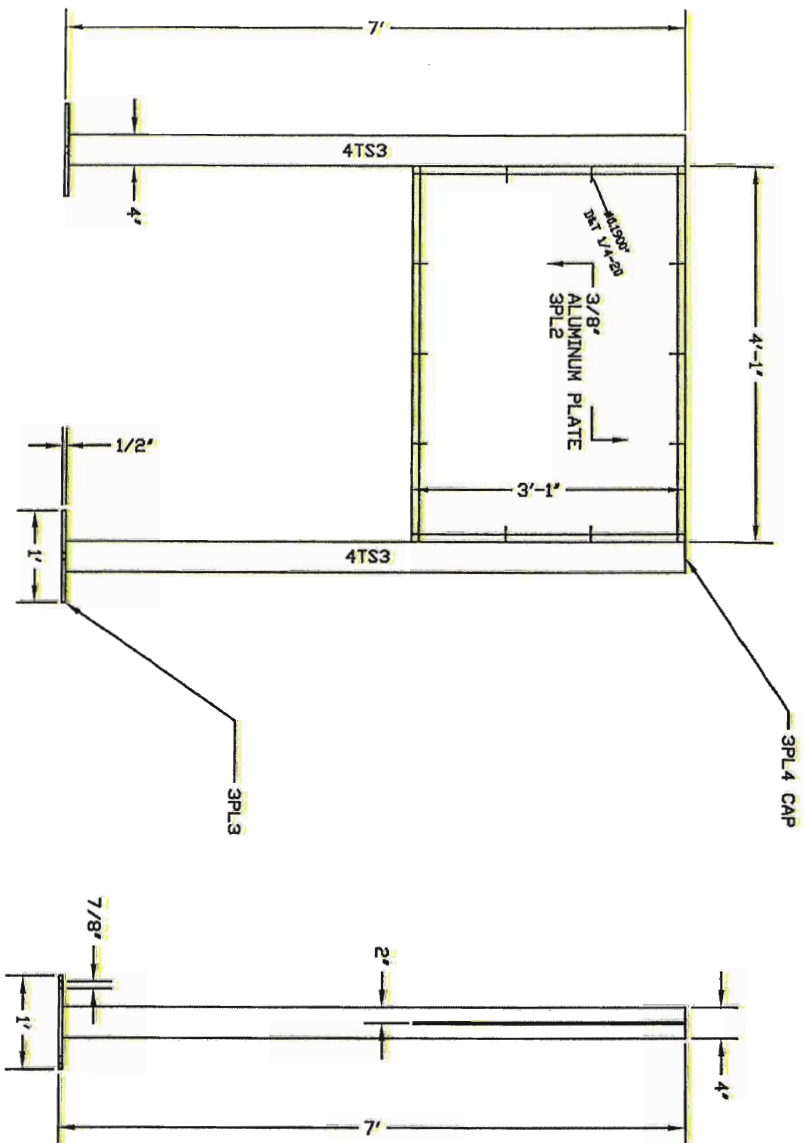
PROJECT MATCH: \$5,634.00 Installation by
City Forces **SOURCE:** City General Fund
 (Funds, In-kind services (type/value))

Return completed form and project map to:

Dakota Hewlett
hewlettdd@michigan.gov
 517-284-6082

DNR OFFICE USE ONLY:

Date Received _____ Community MOU on file _____
 Received Funding in the Past _____



TYPE II TWO SIDED ART PANEL QTY(3)

ALL TUBING 1/8" THICK, 3/8" SOLID ALUMINUM
 PANEL FOR ATTACHING TWO 1/8" SIGN BOARD,
 3/4" WEDGE ANCHORS, SIGN TO BE PPC BLACK

MADE BY:	_____
DATE:	_____
CHECKED BY:	_____
DATE:	_____

REV NO.	REV DATE	BY	REVISION DESCRIPTION

FOR CONSTRUCTION	
FOR FABRICATION	
FOR APPROVAL	
DATE	BY
U.S. FABRICATING CO. INC.	
CITY OF INDIANAPOLIS	
INDIANAPOLIS, IN	
INDIANAPOLIS TRAIL 11 AND 12 SIGNS	
DATE	9/29/20
ORDER NO.	INDIANAPOLIS
SCALE	NONE
DRAWING NO.	13708-2





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213 S. MARQUETTE ST.
IRONWOOD, MI 49938
PH: (906) 932-5050
FAX: (906) 932-5745

CITY OF IRONWOOD
STREET SYSTEM MAP

DESIGNED BY: J. ALONSO
DRAWN BY: S. BLOOMER
DATE: 8/14/2012

PROJECT NO: S-1



ANVIL PALMS MINE LOCATION



ANVIL PALMS MINE
The Anvil Palms mine was one of the largest
and deepest mines in the world, and was
operated by the U.S. Army from 1917 to 1942.
It was the only mine in the world that was
operated by the U.S. Army.

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The Anvil Palms mine was one of the largest
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operated by the U.S. Army.

CITY OF IRONWOOD, MICHIGAN

RESOLUTION NO. 020-020

**A RESOLUTION AMENDING CITY COMMISSION RULE 10.1
TO GOVERN ELECTRONIC MEETINGS**

Minutes of a regular meeting of the City Commission of the City held on November 9, 2020, at 5:30 p.m., by electronic means.

PRESENT, Commissioners:

ABSENT, Commissioners:

WHEREAS, the Michigan Open Meetings Act, MCL 15.261 et seq. was recently amended by the adoption of Public Act 228 of 2020 to permit the remote attendance by members of a public body using telephonic or video conferencing means;

And the City Commission desiring to continue to conduct the public business of the City by in a manner that permits both the general public and members of the City Commission and other City committees, commissions, and boards subject to the Open Meetings Act to participate by electronic means;

NOW, THEREFORE, IT IS RESOLVED, THAT paragraph F.
MISCELLANEOUS, of the Rules of the City Commission is amended to add the following **Section 6. Electronic Meetings**:

- a. In the event of a natural or man-made *force majeure* the Mayor (or Mayor Pro Tem in the absence of the Mayor) after consultation with the City Manager, may cancel or postpone a scheduled Regular or Special meeting. The City Commission shall act to amend its schedule of meetings to reflect any cancellation or postponement of a meeting and the reasons therefor at its next Regular meeting.
- b. The City Commission may meet and conduct any of its meetings, in whole or in part, by electronic means using telephonic conferencing or video conferencing technology without regard to physical place and physical presence requirements in accordance with Section 3a of the Open Meetings Act, MCL 15.263a during the period of October 26, 2020 to December 31, 2020.
- c. Beginning January 1, 2021 through December 31, 2021 City Commission meetings may be held in whole or in part by electronic means using telephonic conferencing or video conferencing technology due to

circumstances requiring accommodation of any City Commissioner absent because of military duty, a medical condition, or when a declared statewide or local state of emergency or state of disaster exists and the personal health or safety of members of the public or public body would be at risk if the meeting were held in person. As used in this Section, the term “medical condition” means an illness, injury, disability, or other health-related condition, including the quarantine or isolation of a City Commission member to minimize the spread of a contagious disease.

- d. Beginning January 1, 2022 members of the City Commission may participate by electronic means in City Commission meetings only to accommodate their absence due to military duty.
- e. An electronically-held meeting of the City Commission will be conducted in a manner that permits two-way communication so that members of the Commission can hear and be heard by one another, and so that public participants can hear members of the City Commission and be heard by both the Commission and other public participants during the Public Comment period. The City may use technology to facilitate typed public comments submitted by members of the public participating in the electronically-held meeting that shall be read to or shared with members of the City Commission and other participants.
- f. As permitted by the Open Meetings Act, a physical place is not required for an electronically-held meeting. Members of the City Commission and members of the public participating electronically in a meeting that occurs in a physical place are considered present and in attendance at the meeting for all purposes. For a meeting at which City Commission members are physically absent due to military duty or a medical condition and who are being accommodated by remote participation, all other City Commission members must be physically present at the meeting to be able to participate.
- g. In addition to any other notice required by the Open Meetings Act, advance notice of an electronically-held meeting shall be posted on a portion of the City’s website that is fully accessible to the public. The public notice must be included on either the home page or a separate webpage dedicated to public notices for non-regularly scheduled or electronically-held public meetings that is accessible through a prominent and conspicuous link on the City’s website home page that clearly describes its purpose for public notification of non-regularly scheduled or electronically-held public meetings. Any scheduled meeting of the City Commission may be held as an electronic meeting as permitted by the Open Meetings Act if a notice consistent with this Section is posted at least 18 hours before the meeting begins. Any notice of the meeting of the City Commission held electronically must clearly contain all of the following:

- (a) Why the City Commission is meeting electronically;
 - (b) How members of the public may participate in the meeting electronically (if a telephone number, internet address or both are required to participate, that information must be provided in the notice);
 - (c) How members of the public may contact members of the City Commission to provide input or ask questions on any business that will come before the Commission at the meeting; and
 - (d) How persons with disabilities may participate in the meeting.
- h. If an agenda exists for an electronically held meeting of the City Commission the City shall, on a portion of its website that is fully accessible to the public make the agenda of the meeting available to the public at least 2 hours before the meeting begins. This publication of the meeting agenda does not prohibit subsequent amendment of the agenda at the meeting.
- i. A member of the general public is not required to register or otherwise provide his or her name or other information or otherwise fulfill a condition precedent to attend an electronically-held meeting, other than mechanisms established and required by the City necessary to permit the individual to participate in a public comment period of the meeting.
- j. Members of the general public otherwise participating in an electronically-held meeting of the City Commission are excluded from participation in a closed session of the City Commission that is held electronically provided that the closed session is convened and held in compliance with the requirements of the Open Meetings Act applicable to closed sessions.
- k. During City Commission meetings conducted electronically, members of the public attending the meeting, once recognized by the chair, shall identify themselves for the record and indicate whether they are a City resident. Comments by the public will be limited to three minutes for each speaker unless the time is extended by the chair or by vote of the Commission. Comments by the public during meetings held electronically will be limited to the Public Comment portion of the meeting.
- l. A member of the City Commission who anticipates their absence from a Commission meeting due to the circumstances set forth in the Open Meetings Act and this Section may request accommodation of their absence to permit their remote participation in and voting on Commission business by two-way telephonic or video conferencing communication. A City Commission member who desires to attend a meeting by telephonic or video conferencing shall inform the City Manager, or the designee of the City Manager, at least 24 hours before the meeting so as to permit any necessary technology to be put in place to accommodate participation of the absent

member. City Commission members attending a meeting by telephonic or video conferencing may fully participate in the meeting, including voting and attendance in any closed session of the City Commission. A Commission member participating by telephonic or video conferencing is not permitted to chair the meeting unless all Commission members are participating by telephonic or video conferencing.

- m. Any member of the City Commission attending a meeting remotely must publicly announce at the outset of the meeting (which shall be included in meeting minutes) that the member is in fact attending the meeting remotely. If the member is attending the meeting remotely for a purpose other than for military duty, the member's announcement must identify the member's physical location by stating the city, township, village, or county and the State from which he or she is attending the meeting remotely.
- n. All City committees, commissions, boards, and the members thereof, are governed by and shall conform to the provisions contained in this Section setting forth the requirements and procedures by which absent members of the City Commission and members of the public may remotely participate in meetings electronically by telephonic or video conferencing. This provision is controlling authority in the event of any conflict with the rules of other City committees, commissions, and boards and this Section.

BE IT FURTHER RESOLVED, THAT all decisions, as that term is defined by Section 2 of the Open Meetings Act, MCL 15.262(d), and other actions taken by the City Commission during City Commission electronic meetings using telephonic and/or video conferencing held from March 18, 2020 through October 5, 2020 in reliance upon the apparent legal authority of the Governor to issue emergency orders temporarily suspending certain requirements of the Open Meetings Act, are ratified *nunc pro tunc*, without any change in an individual Commission member's vote. This action is taken pursuant to and under the authority of Section 3a of the Open Meetings Act, being MCL 15.263a.

The above resolution was offered by _____ and supported by _____.

AYES, Commissioners:

NAYS, Commissioners:

ABSTAIN, Commissioners:

RESOLUTION DECLARED ADOPTED.

CERTIFICATE

The foregoing is a true and complete copy of a resolution adopted by the City Commission of the City of Ironwood at a regular meeting held on November 9, 2020. Public notice was given and the meeting was conducted in compliance with the Michigan Open Meetings Act (PA 267 of 1976) as amended by PA 228 of 2020. Minutes of the meeting will be available as required by the Act.

Karen M. Gullan, City Clerk



Property Description: 299 E. Ayers Ironwood, MI 49938

Phase One Description:

Temporary lease and/or purchase of property located at 299 E. Ayers St. for the purposes of operating a food trailer to service downtown Ironwood and the surrounding area with quality, home cooked, southern style BBQ and other delicacies. The trailer area as outlined in the site plan will be well designed with plenty of lighting, open to the public with minimal seating and easily accessible for walk or drive up service.

Requested Lease Term: 12 Month

Projected Open Date: November 1st

Hours of Operations: Thurs - Sun 11am- 6pm

Outdoor Dining Capacity: 16

Est. # of Employees: 5

of Parking Spots: 5-10 (including street & drive up parking)

Other Attachments:

- Site Plan Draft
- Services Description
- Menu

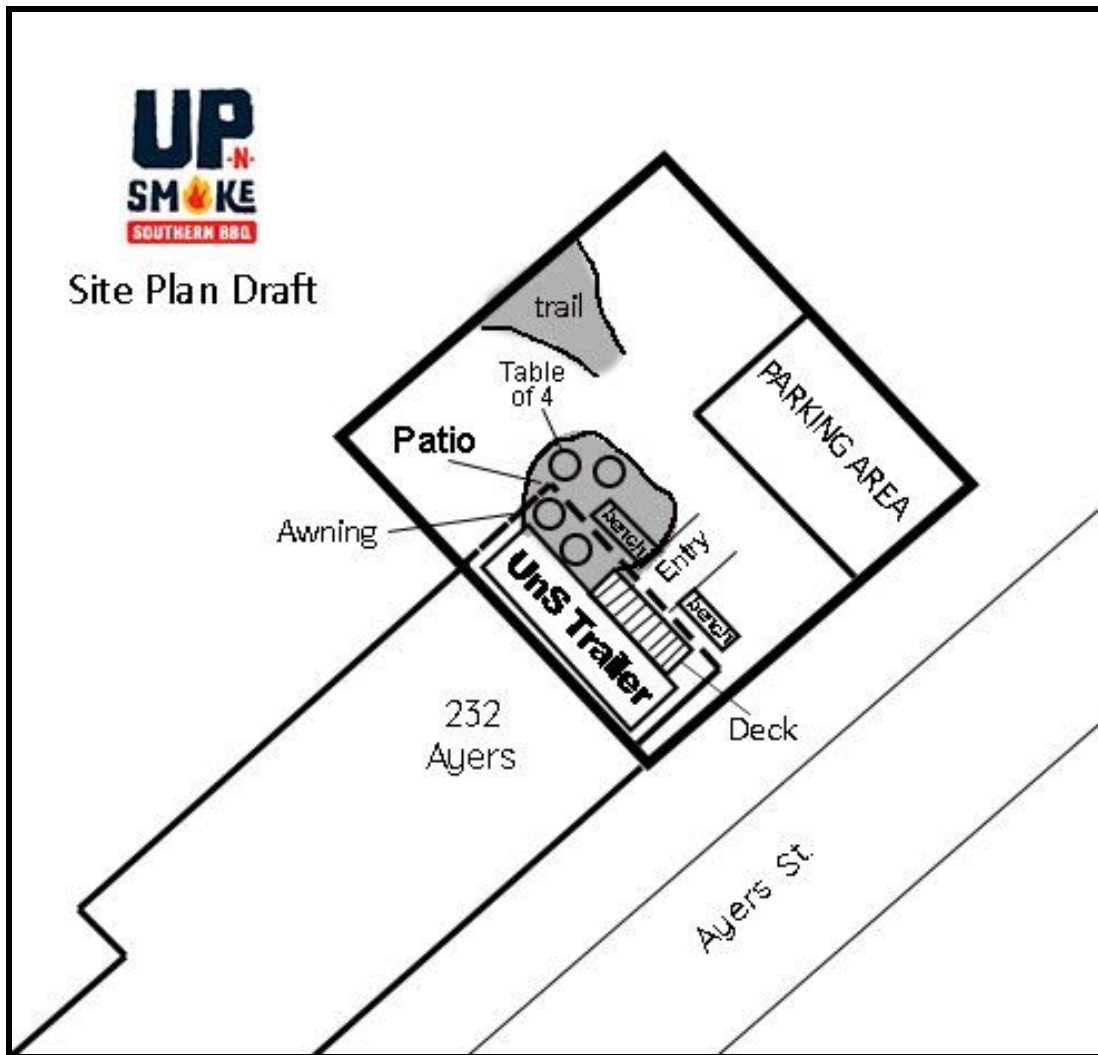
Owner/Operator:

Nate Price, Pit Master and Owner/Operator of Up-n-Smoke BBQ has had his share of experience in the food industry. He grew up in Atlanta, Ga and spent many childhood gatherings in the kitchen helping with famous family recipes. After working as a district manager for Waffle House, he successfully opened and ran his first mobile food trailer prior to his move to Ironwood.

“My Passion for making great food is what keeps me motivated to share it with the world. My mom always told me quickest to spread love is to thru you stomach .. “ - Nate Price



Site Plan Draft



WHAT WE DO

BORN IN THE U.P. INSPIRED BY THE SOUTH. CREATED WITH COMFORT IN MIND.

IRONWOOD MEATS

WE LIKE TO KEEP THINGS LOCAL AND SUPPORT LOCAL BUSINESS, SO NO SENSE IN GETTING OUR MEAT FROM ANYWHERE ELSE THAN OUR HOMETOWN.

IRONWOOD MEATS PROVIDE US WITH GRASS FED, ORGANIC BEEF THAT WILL HAVE YOU TASTING THE FLAVOR WHEN YOU WAKE UP THE NEXT MORNING.



WHITNEY CREEK FARM

OUR CHICKENS COME FROM WHITNEY CREEK FARM JUST SOUTH OF IRONWOOD, MICHIGAN. THEIR CHICKENS ROAM IN FRESH PASTURE EVERY DAY GETTING A VARIED, NATURAL DIET THAT YOU CAN TASTE IN EVERY BITE.



BAKE SUPERIOR BREAD

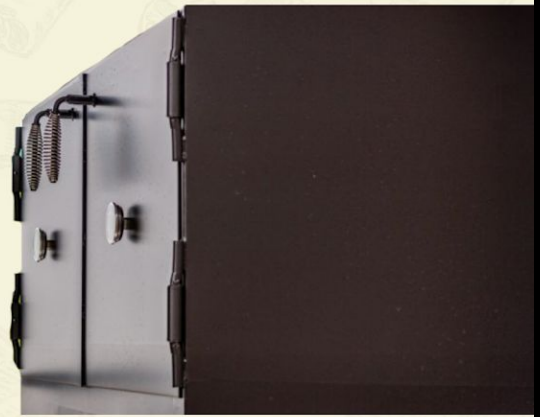
IS THERE ANYTHING BETTER THAN FRESH BAKED BREAD? OUR FRIENDS JUST DOWN THE STREET AT **BAKE SUPERIOR BREAD** DIALED UP A A BRIOCHE BUN TO PAIR WITH OUR SANDWICHES THAT WILL MAKE YOU WEAK IN THE KNEES.



BECK BUILT SMOKERS

MEATS AREN'T JUST GOING TO SMOKE THEMSELVES, YOU NEED THE RIGHT TOOLS FOR THE JOB. **BECK BUILT SMOKERS** OUT OF **WAYCROSS, GA** KNOW A THING OR TWO WHEN IT COMES TO SMOKING QUALITY MEATS.

THE CHOICE WAS EASY TO MAKE, THE BEST, OR NOTHING.



CUTTING EDGE WOOD

ANY BBQ ENTHUSIAST UNDERSTANDS THE IMPORTANCE OF COOKING WITH A QUALITY WOOD. ENSURING THE SOUTHERN FLAVOR IS PRESENT IN EVERY BITE, WE TEAMED UP WITH **CUTTING EDGE WOOD** ORIGINATING IN GEORGIA.

NOTES OF **HICKORY** AND **APPLE** ARE COOKED INTO EACH CREATION THROUGH OUR PROCESS OF SMOKING THE FOOD TO PERFECTION.



LEASE AGREEMENT

THIS LEASE has been made and entered into as of _____ 2020
by and between THE CITY OF IRONWOOD, a Michigan municipality, of 213 S.
Marquette Street, Ironwood, MI 49938 ("Landlord"), and Up-N-SMOKE Bbq LLC, whose
address is 213 W. Lead Street, Bessemer, MI 49911 49938 ("Tenant"). Landlord and
Tenant agree as follows:

Landlord is the owner of certain land located in the City of Ironwood, Gogebic
County, Michigan which is identified in the attached Exhibit A (the "Property"). The
Property is not currently being used or required by Landlord for any of its operations.

Tenant is desirous of leasing the Property for the purpose of operating a food
truck on it and Landlord is willing to lease the Property to Tenant for the proposed
purpose on the terms and conditions hereinafter set forth. Tenant is willing to lease the
Property from Landlord on that basis.

THEREFORE, Landlord and Tenant, in consideration of the following mutual
covenants and promises, agree as follows:

1. Tenant is hereby granted a lease on and the use and control of the Property
for the purpose of operating a food truck on and from the Property, and for no other
purpose, subject to Tenant's compliance with the remaining terms, conditions and
restrictions of this Lease Agreement.

2. The term of this Lease Agreement is 1 Year commencing _____
and ending _____.

3. Tenant shall have the use and control of the Property during the term of this
Lease Agreement for the stated purpose, subject to the remaining terms, conditions and

restrictions as are hereinafter provided, all of which are hereby deemed and acknowledged by the parties to be material.

4. Tenant shall comply with all laws, rules, ordinances, orders, and regulations of any federal, state, and local authority that are applicable to the use and occupancy of the Property for the purpose of operating a food truck. Tenant shall not commit any waste on the Property, permit any objectionable noise or odor to be emitted, or disturb others.

5. Tenant shall at all times during the term of this Lease Agreement and at its own cost and expense, keep and maintain the Property in good, clean, safe and substantial order and condition and free from rubbish, to the satisfaction of the Landlord.

6. Tenant shall pay Landlord as rent the equal monthly installments of One Hundred Dollars (\$100.00) commencing on _____. Each monthly installment shall be payable in advance on or before the first day of every calendar month during the term of this Lease Agreement. In addition, Tenant shall pay the legal fees involved in the preparation of this Lease Agreement.

7. Tenant agrees to have all improvements removed from the Property not later than midnight on _____. In the event that all improvements are not removed from the Property by said date and time, Landlord may do so and recover its costs from Tenant for so doing. Landlord may keep or remove, store, destroy, discard or otherwise dispose of all or any part of such property in any manner that Landlord shall choose without incurring liability to Tenant or to any other person.

8. In the event Landlord, in its sole discretion, determines that the Property, or any portion thereof is needed for City purposes prior to the expiration of this Lease Agreement, this Lease Agreement shall become void and of no effect as to the portion

so required upon written notification to Tenant. Possession of such required portions shall be immediately surrendered.

9. Tenant agrees to and shall defend, indemnify, and hold Landlord harmless from all claims, demands, causes of action, lawsuits, damages, costs, expenses and losses or whatever kind or nature arising from, out of or because of any acts and omissions of Tenant, its employees, agents, licenses and/or invitees in connection with or arising from its or their presence on, occupation and/or use of the Property.

10. Tenant shall obtain and maintain a policy of insurance with such insurance carrier and with such limits of liability and coverage as is acceptable to Landlord in which Landlord is identified as an additional named insured. A copy of such insurance policy and the applicable declaration sheet and proof of each renewal thereof shall be provided to Landlord as a prerequisite to the continuance of this Lease Agreement.

11. In addition to the lease payments provided for in paragraph 6, Tenant shall also promptly pay when and as due all taxes, assessments, fees or charges that might be levied upon the Property that is covered by this Lease Agreement. Tenant further agrees to and shall keep the Property free from liens of any kind or nature.

12. In the event of default by Tenant in the performance of any of its obligations under this Lease Agreement, Landlord shall provide written notice and demand to cure to Tenant in which the nature of the default is specified. Should said default remain uncured for a period of thirty (30) days Landlord shall be and is hereby granted the right to terminate this Lease Agreement. Waiver of any default or Landlord's election not to require cure of any default shall not constitute a waiver of any future default by Tenant of its obligations under this Lease Agreement.

13. In addition to all other remedies and relief, Tenant shall be responsible for all consequential damages and for all of Landlord's actual attorney fees and costs as are incurred by it as a consequence of Tenant's default, the actions needed to terminate this Lease Agreement in accordance with applicable law and/or to otherwise enforce its provision.

14. Neither this Lease Agreement nor any interest in or under it may be assigned by Tenant to any other person, firm or corporation.

15. This Lease Agreement is hereby declared binding upon the successors, heirs and/or assigns of each party.

IN WITNESS WHEREOF, this Lease has been executed as of the day and year first above written.

**LANDLORD
CITY OF IRONWOOD:**

By: ANNETTE DA LIO-BURCHELL
Its: Mayor

By: KAREN M. GULLAN
Its: Clerk

STATE OF MICHIGAN)
)ss
COUNTY OF GOGEBIC)

On this _____ day of _____, 2020, before me personally appeared ANNETTE DA LIO-BURCHELL, Mayor and KAREN M. GULLAN, City Clerk, to me known to be the persons who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed pursuant to the authority granted by the Ironwood City Commission.

, Notary Public

Gogebic County, Michigan

My commission expires: ____/____/____

TENANT Up-N-SMOKE Bbq LLC:

By: Nathaniel Price
Its:

STATE OF MICHIGAN)
)ss
COUNTY OF GOGEBIC)

On this ____ day of _____, 2020, before me personally appeared _____ of Up-N-SMOKE Bbq LLC, to me known to be the person who executed the foregoing instrument and acknowledged that he. executed the same on behalf of the company.

_____, Notary Public
Gogebic County, Michigan
My commission expires: ____/____/____

THIS DOCUMENT WAS DRAFTED BY:

**Timothy M. Dean (P27911)
Dean Law Office, P.C.
204 Harrison Street
Ironwood, MI 49938
(906) 932-4010**

Exhibit A (the “Property”)

PART OF SE 1/4 OF NW 1/4 SEC 22,47,47 COMM AT NE COR OF SUFFOLK & AYER ST NE'LY 376.21' TH NE 110' & NW 84' TH SW 115' TH SE 50' TO POB ACREAGE