

**CITY OF ST. CLAIR  
REGULAR COUNCIL MEETING  
MONDAY, FEBRUARY 1, 2016 - 7:00 P.M.  
MUNICIPAL BUILDING, 547 N CARNEY DRIVE**

Mayor Cedar convened the Regular Meeting of the City Council to order in the Council Room of the Municipal Building at 7:00m.

**PLEDGE OF ALLEGIANCE** was recited.

**ROLL CALL**

PRESENT: Mayor Cedar, Members Foley, Kindsvater, Klieman, Kuffa, LaPorte, McCartney.

ABSENT: None.

ADMINISTRATION: Michael E. Booth, City Superintendent; James T Downey, Jr; Kane, Clemons, Joachim & Downey; Richard Jefferson, Chief of Police; DJ Boulier, Building Inspector; Dave Shorkey, Code Enforcement Officer; Annette Sturdy, City Clerk.

AUDIENCE: There were 9 people in attendance.

**AGENDA AMENDMENTS** – Add item 4 under New Business –Approve sign variance.

**CONSENT AGENDA**

LaPorte moved, Kindsvater seconded, CARRIED, to approve Consent Agenda items A. and B. as presented.

- A. City Council Minutes of January 18, 2016 Regular Meeting: Approved
- B. Accept resignations from Beautification Commission: Accepted with Regrets

**PUBLIC HEARING**

Mayor Cedar opened the hearing at 7:04pm. Kris Paul, representing War Water, LLC, detailed the intent of the application for a sign variance. Banner sign placement is currently limited during open business hours only and specifically for a total of 28 days per year. Two banners (wind sails) are currently placed at each entrance of the business and removed nightly. The request is for allowance of the banners in addition to the 28 total days so they may be used as advertisement every Thursday-Sunday, with an annual review as necessary. They will continue to be removed nightly. The amount of days actually used will be decreased when the anticipated expansion construction begins in September or if and when a mall plaza sign is constructed.

Mayor Cedar closed public hearing at 7:20pm

**ORDINANCES AND RESOLUTIONS**

**Ordinance Adoption 2016-01 Establishment of Museum Historic District -**

AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO ESTABLISH THE MUSEUM HISTORIC DISTRICT PURSUANT TO CHAPTER 14 "BUILDINGS AND BUILDING REGULATIONS," ARTICLE XI "HISTORIC DISTRICTS," SECTION 304(6)(b) OF THE ST. CLAIR CITY CODE.

THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. ESTABLISHMENT OF MUSEUM HISTORIC DISTRICT PURSUANT TO SECTION 14-304(6)(b) OF THE ST. CLAIR CITY CODE.

The Museum Historic District is hereby established by adopting Section 14-350 of the St. Clair City Code to read as follows:

**Section 14-350. Establishment of Museum Historic District.**

The boundaries of the Museum Historic District are as shown on the map on file in the office of the City Clerk which is incorporated into and made a part of this chapter, and is comprised of the following described areas:

1. ENTIRE BLOCK BOUNDED N BY TRUMBULL ST, S BY CASS ST, E BY 4TH ST & W BY 5TH ST EXC S 60' OF E 90' THEREOF MAP OF ST CLAIR EXEMPT

Commonly known as 411 Trumbull Street; Parcel ID No. 74-07-049-0040-000

and

2. S 60' OF E 90' OF THE BLOCK BOUNDED N BY TRUMBULL ST, S BY CASS ST, E BY 4TH ST & W BY 5TH ST MAP OF ST CLAIR EXEMPT

Commonly known as 314 S. Fourth Street; Parcel ID No. 74-07-049-0040-100

Kindsvater moved, McCartney seconded, CARRIED, to adopt Ordinance 2016-1 as presented.

Ayes: Kindsvater, Klieman, Kuffa, LaPorte, McCartney, Foley, Cedar

Nays: None

**Ordinance Adoption 2016-02 Establishment of St. Clair Inn Historic District-**

AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO ESTABLISH THE ST. CLAIR INN HISTORIC DISTRICT PURSUANT TO CHAPTER 14 "BUILDINGS AND BUILDING REGULATIONS," ARTICLE XI "HISTORIC DISTRICTS," SECTION 304(6)(b) OF THE ST. CLAIR CITY CODE.

THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. ESTABLISHMENT OF ST. CLAIR INN HISTORIC DISTRICT PURSUANT TO SECTION 14-304(6)(b) OF THE ST. CLAIR CITY CODE.

The St. Clair Inn Historic District is hereby established by adopting Section 14-355 of the St. Clair City Code to read as follows:

Section 14-355. Establishment of St. Clair Inn Historic District.

The boundaries of the St. Clair Inn Historic District are as shown on the map on file in the office of the City Clerk, which is incorporated into and made a part of this chapter, and is comprised of the following described areas:

1. LOTS 1 & 6 BLK 80 MAP OF ST. CLAIR  
Commonly known as 511 N. Riverside Ave.; Parcel ID No. 74-07-049-0353-000;
2. LOTS 2, 5 & N ½ OF LOTS 3 & 4 BLK 80 MAP OF ST. CLAIR  
Commonly known as 507 N. Riverside Ave.; Parcel ID No. 74-07-049-0354-000;
3. S ½ OF LOT 3 BLK 80 MAP OF ST. CLAIR  
Commonly known as 118 Vine Street; Parcel ID No. 74-07-049-355-000;
4. S ½ OF LOT 4 BLK 80 MAP OF ST. CLAIR  
Commonly known as 503 N. Riverside Ave.; Parcel ID No. 74-07-049-356-000;
5. LOT 13 ASSESSORS MOORE-ST. CLAIR PLAT ALSO LOT 18 ST. CLAIR URBAN

RENEWAL REPLAT NO. 1 OWNED & OCC AS PARCEL 1

Commonly known as 500 N. Riverside Ave.; Parcel ID No. 74-07-700-0019-000;  
and

6. THAT PART OF LOTS 5 & 9 HODGSONS SUBD OF 5 A LOT 40 & THAT PART OF 5 A LOT 41, MAP OF PC 304 & 305, THAT LIES N OF BLK 80 MAP OF ST. CLAIR & S OF A LINE BEG ON E LINE OF SAID LOT 5, 10' NLY FROM ITS SE COR, TH RUNG WLY TO A PTE ON E LINE OF 2<sup>ND</sup> ST 3.12' SLY FROM SW COR OF SAID LOT 9 OWNED & OCC AS ONE PARCEL

Commonly known as Parking Lot; Parcel ID No. 74-07-053-0169-000

The above-described Parcels 1-6 are collectively known as the St. Clair Inn Planned Unit Development ("SCIPUD") by operation of City of St. Clair Ordinance No. 1994-01, recorded at Liber 1639, Page 397 of the St. Clair County Records on August 14, 1997, which legally describes the SCIPUD as follows:

BEGINNING AT THE NORTHEAST CORNER OF LOT 13 ASSESSORS MOORE-ST. CLAIR PLAT WITH A LINE RUNNING SOUTHWEST ALONG THE NORTH BANK OF THE ST. CLAIR RIVER TO THE SOUTHEAST CORNER OF LOT 18 ST. CLAIR URBAN RENEWAL REPLAT NO. 1; THENCE WEST TO THE CENTERLINE OF THE M-29 RIGHT-OF-WAY; THENCE NORTH ALONG THE CENTERLINE OF THE M-29 RIGHT-OF-WAY TO THE INTERSECTION OF THE CENTERLINE OF THE VINE STREET RIGHT-OF-WAY EXTENDED; THENCE WEST ALONG THE CENTERLINE OF THE VINE STREET RIGHT-OF-WAY TO THE INTERSECTION OF THE CENTERLINE OF THE SECOND STREET RIGHT-OF-WAY EXTENDED; THENCE NORTH ALONG THE CENTERLINE OF THE SECOND STREET RIGHT-OF-WAY TO THE INTERSECTION OF THE SOUTH PROPERTY LINE OF LOT 5 HODGSONS SUBDIVISION 5A LOT 40 MAP OF PC 304 & 305 TO THE INTERSECTION OF THE M-29 RIGHT-OF-WAY AND SAID LINE EXTENDED; THENCE RUNNING NORTH ALONG THE M-29 ROW CENTERLINE TO THE INTERSECTION OF THE NORTH PROPERTY LINE OF LOT 13 ASSESSORS MOORE-ST. CLAIR PLAT EXTENDED; THENCE RUNNING SOUTHEAST TO THE POINT OF THE BEGINNING. THE HEREIN DESCRIBED PARCEL CONTAINS LOT 13 ASSESSORS MOORE-ST. CLAIR PLAT, LOT 18 ST. CLAIR URBAN RENEWAL REPLAT NO. 1, LOTS 1-6, BLOCK 80 MAP OF ST. CLAIR, A PORTION OF LOTS 5 & 9 HODGSONS SUBDIVISION OF 5A LOT 40 AND A PART OF 5A LOT 41 MAP OF PC 304 & 305, ALL OF THE SAME LOCATED IN THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN.

Kindsvater moved, McCartney seconded, CARRIED, to adopt Ordinance 2016-2 as presented.

Ayes: Klieman, Kuffa, LaPorte, McCartney, Foley, Kindsvater, Cedar  
Nays: None

**Ordinance Introduction 2016-03 Chapter 10 (Animals) Penalty for violation-**

This amendment will allow a more efficient means for Police Officers to determine the violation level. Attorney Downey recommended the amendment for Introduction.

LaPorte moved, Kuffa seconded, CARRIED, to introduce Ordinance Amendment 2016-03 as presented.

Ayes: Kuffa, LaPorte, McCartney, Foley, Kindsvater, Klieman, Cedar  
Nays: None

## REPORTS FROM ADMINISTRATION

**City Superintendent-** The 2015 financial audit will begin next Monday. A request for more detour signage of the St. Clair Highway detour was noted. Request for Administration to create amaintenance plan for crack sealing was noted.

**City Attorney** – There is no further information on SB 571.

**City Departments** –Monday, February 8, 2016 is the last day to register to vote for the March 8, 2016 Presidential Primary Election. If you are unsure of your registration status, call the Clerk’s office or visit Michigan.gov/vote.

**Authority, Board, Commission, Committee Chairman or Council Representative-**None

**UNFINISHED BUSINESS** -None

## NEW BUSINESS

**Approve Special Events permit for East China Education Foundation Chili-Heart Run-** Council received a memorandum from the Chief Jefferson containing a recommendation for approval of a special events permit for the East China Education Foundation to conduct a 5-K race using the bike path on February 20, 2016 from 7:00am – 10:00am. All requirements of the Special Events Ordinance have been met and issuance of the permit is recommended.

Kindsvater moved, Kuffa seconded, CARRIED, to approve issuance of the East China Education Foundation Special events permit as recommended.

**Approve Special Events permit for St. Clair Art Association Art Fair-**

Police Chief Jefferson requested that the council approve a special events permit for the St Clair Art Association to conduct their annual art fair in the Riverview Plaza area and Palmer Park on June 24, 2016 from 12:00pm to 8:00 pm, June 25, 2016 from 10:00am to 8:00 pm and June 26, 2016 from 10am-5pm. The applicant has complied with necessary requirements of the Special Events Ordinance and issuance of the permit is recommended.

Kuffa moved, LaPorte seconded, CARRIED, to approve the issuance of the special events permit as recommended.

**Approve appointment to Boards and Commissions-**

Mayor Cedar reported recommendations for appointments of residents to various City authorities, boards, and commissions as follows:

**Recreation Commission-** Blake Eitnrear, 858 N. 6th Street, for a three year term expiring December 31, 2018.

**Planning Commission-**Paul Wade, 1507 Fred Moore Highway, for a three year term expiring December 31, 2018.

Kuffa moved, Kindsvater seconded, CARRIED, to confirm the Mayoral appointments of City of St. Clair residents, to authorities, boards, and commissions as listed. Voice Vote (all Ayes)

**Approve sign variance-**

Kuffa moved, Kindsvater seconded, CARRIED, to approve the sign variance request by War Water, LLC, with the amendment of 128 total days of banner placement and including an annual review as necessary.

Ayes: LaPorte, McCartney, Foley, Kindsvater, Klieman, Kuffa, Cedar  
Nays: None.

**CLAIMS AND ACCOUNTS – January 22 and January 29, 2016**

Check registers listing the bills for the period ending January 22, 2016 (check numbers 40532-> 40561) and January 29, 2016 (check numbers 40562 -> 40602) were presented for Council review.

LaPorte moved, Kindsvater seconded, CARRIED, to approve payments of January 22, 2016 and January 29, 2016 Claims and Accounts as submitted.

**PUBLIC QUESTIONS AND COMMENTS –** Steve Kowalski, Kowalski's Towing, 5277 Gratiot, would like to be considered for a rotation for towing services needed through the Police Department. It is referred to Administration for discussion.

**MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS-** Special event: Polar Plunge-February 21, 2016. St. Mary's 4<sup>th</sup> Grade Basketball team are league champions.

**CLOSED SESSION**

McCartney moved, Kindsvater seconded, CARRIED, to grant request for closed session to discuss strategy connected with the negotiation of a collective bargaining agreement with employees represented by the Police Officers Labor Council, POLC.

Ayes: McCartney, Foley, Kindsvater, Klieman, Kuffa, LaPorte, Cedar  
Nays: None

At 7:39pm, Council recessed into closed session and resumed regular session at 8:12pm.

No action was taken.

**ADJOURNMENT** at 8:13pm

Annette Sturdy, City Clerk

Bill Cedar, Jr, Mayor

