

**CITY OF ST. CLAIR
REGULAR COUNCIL MEETING
TUESDAY, SEPTEMBER 6, 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 7:00pm.

PLEDGE OF ALLEGIANCE was recited.

ROLL CALL

PRESENT: Mayor Cedar, Members Ellery, Foley, Kindsvater, Kuffa, LaPorte, McCartney

ABSENT: None.

ADMINISTRATION: Michael E. Booth, City Superintendent; James T Downey, Jr; Kane, Clemons, Joachim & Downey; Rick Jefferson, Police Chief; Annette Sturdy, City Clerk.

AUDIENCE: There were 13 people in attendance.

CONSENT AGENDA

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

- A. City Council Minutes of August 15, 2016 Special and Regular Meetings: Approved
- B. St. Clair Historical Commission Minutes of June 6, 2016 Meeting: Received

PROCLAMATION

Proclamation Designating American Legion Day-Mayor Cedar proclaimed September 16, 2016 as American Legion Day in the City of St Clair to recognize Legionnaires for their many contributions to the community. Thanks was given to the community for ongoing support since 1947.

ORDINANCES AND RESOLUTIONS

Ordinance Adoption – Amendment to Chapter 10, “Animals’-Pet Limits- AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO AMEND CHAPTER 10 “ANIMALS,” ARTICLE I “IN GENERAL,” BY ADDING SECTION 4 “LIMITATION ON NUMBERS OF DOGS.” THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. AMENDMENT.

Chapter 10, Article I of the City Code is hereby amended to add Section 4 to read as follows:

Section 10-4. Limitation on Numbers of Dogs.

(a) No person who resides within the city shall own, possess, shelter, harbor, keep, or have custody of more than three (3) dogs, which are over six (6) months old on the same premises, except where a person has obtained a kennel license from the state as provided for in Act. No. 339 of Public Acts of 1919, as amended, and conforms to all applicable zoning regulations of the city.

(b) Enforcement of subsection (a) shall not apply to any animals registered pursuant to Section 10-29 on, or before, October 1, 2016.

LaPorte moved, McCartney seconded, CARRIED, to adopt Ordinance (2016-10) as presented.

Joseph Axsom, 1071 S 15th Street, requested clarification of the amendments from the original

version and expressed concern over how the information was presented at the last meeting. Attorney Downey explained all references to cats were stricken and a provision added for residents who have already licensed their dogs as of October 1 of that year to be exempt from the new Ordinance.

Ayes: Ellery, Foley, Kindsvater, LaPorte, McCartney, Cedar

Nays: Kuffa

ORDINANCE ADOPTED

Resolution (16-09) St. Clair Art Association charitable gaming license- St. Clair Art Association would like to hold a raffle to support and expand events. Similar resolutions have been adopted for BWORA and St Mary's Church.

RESOLVED, that the request from St. Clair Art Association, asking that they be recognized as a service organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered for approval.

Foley moved, Kindsvater seconded, CARRIED, to adopt Resolution No. 16-09, the St. Clair Art Association Charitable Gaming License Resolution.

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

Nays: None

RESOLUTION ADOPTED

Resolution (16-10) US Bike Route 20-Trice Hawkins explained the requirement of a Resolution to meet the MI US Bicycle Route Modification Request that was previously approved at the 4/11/6 meeting.

NOW THEREFORE BE IT RESOLVED, that the City of St. Clair supports the reroute US Bike Route 20 to include downtown St. Clair to give riders access to all of the downtown services and businesses; and

BE IT FURTHER RESOLVED, that the City of St. Clair City Council and Recreation Commission does hereby notify the Michigan Department of Transportation and Adventure Cycling of their support for the route change.

Kuffa moved, Foley seconded, CARRIED, to adopt Resolution No. 16-10, US Bike Route 20 support.

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

Nays: None

RESOLUTION ADOPTED

Recreation Director Trice Hawkins commended DPW for their ongoing work of clearing Grieg Park Trails, made possible from a Community Foundation grant.

REPORTS FROM ADMINISTRATION

City Superintendent- Troon and Vine street paving has been completed. The final project utilizing the Scrap Tire Grant will start the week of September 19th. Roads included are Hawthorne, Orchard, S. 9th and the Skate Park parking lot. As a reminder Rubbish collection will be delayed one day this week.

City Attorney – None

City Departments – None

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

UNFINISHED BUSINESS -None

NEW BUSINESS

Approve Appointment to Boards and Commissions- Mayor Cedar recommended appointments to the following Boards and Commissions: Historical Commission: Amy Udell, 516 Adams, to fulfill a three year term expiring December 31, 2017 & Steven Ellery as Council Representative, to fulfill a one year term expiring December 31, 2016.

Kuffa moved, Kindsvater seconded, CARRIED, to confirm the Mayoral appointments as recommended.

Approve Special Event Permit for 10th Annual Turkey Trot- Council received a Police Chief memorandum recommending that the City approve the request of First United Methodist Church to conduct a 5K race along M-29 and various residential side streets on Saturday, November 5, 2016. Set up begins at 7am with event held from 9am to 1pm. The applicant has complied with the requirements of the Special Events Ordinance and issuance of the permit is recommended.

Kindsvater moved, Kuffa seconded, CARRIED, to approve the First United Methodist Church Turkey Trot 5k race special events permit request as recommended.

Approve Special Event Permit for St. Clair High School Homecoming Parade and Rally- Council received a Police Chief memorandum recommending that the City approve the request of the St Clair High School hold their annual Homecoming Parade and Rally on Wednesday, October 5, 2016 at 6:00pm. The parade will follow the same route as last year (9th to Vine to N. Riverside Avenue to Jay Street) and the Rally will be held in the Plaza. The applicant has complied with the requirements of the Special Events Ordinance and issuance of the permit is recommended.

Kindsvater moved, McCartney seconded, CARRIED, to approve the St Clair High School special events permit request as recommended.

Accepted Proposal for 2016-2017 Property and Liability Insurance Renewal- City Superintendent Booth reviewed the coverage and cost summary of the property-liability coverage proposal submitted by the Michigan Municipal League to the City of St. Clair for its October 1, 2016 renewal. Specific lines of coverage and deductibles are the same as the current policy. The premium amount of \$88,055 is an increase (\$3,498) from the previous year. In addition, upon renewal the city receives a dividend of \$10,471.

LaPorte moved, McCartney seconded, CARRIED, to accept the base proposal of the Michigan Municipal League Liability and Property Pool for the existing coverage limit and deductible configuration in the amount of \$88,055 for the period of October 1, 2016 to September 30, 2017.

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

Ever Sharp Tools, Inc., Land Interest – St. Clair Industrial Park-The final Real Estate Purchase Agreement regarding Lot 2 of the Industrial Park was presented for review.

McCartney moved, Kuffa seconded, CARRIED, to approve the Real Estate Purchase Agreement as presented.

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

Renew East China School District Facility Use Mutual Operating Agreement- Council received the Facility Use Mutual Operating Agreement between the City and East China School District for the

period of September 1, 2016 to August 31, 2017 at an annual cost of \$3,000. The terms of the agreement require the city to reimburse the school district for non-school facility usage for building maintenance and operating costs for recreation programs. The cost is unchanged from last year and is offset by program fees. The school district will also pro-rate fees if facilities are not available due to repairs and maintenance. Approval of the renewal agreement is recommended because of the lack of indoor city-owned facilities. There is a pending sale of the ECEC building. The second payment of the agreement would be negotiated pending any changes in ECEC use availability.

McCartney moved, Kuffa seconded, CARRIED, to approve the East China School District Facility Use Mutual Operating 2016-2017 Renewal Agreement as recommended.

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

CLAIMS AND ACCOUNTS – August 18, August 26 and September 2, 2016

Check registers listing the bills for the period ending August 18, 2016 (check numbers 41870->41900) in the amount of \$117,121.16, August 26, 2016 (check numbers 41901->41940) in the amount of \$604,883.24 and September 2, 2016 (check numbers 41941->41976) in the amount of \$63,971.25 were presented for Council review.

LaPorte moved, Kindsvater seconded, CARRIED, to approve payments of August 18, August 26 and September 2, 2016 Claims and Accounts as submitted.

PUBLIC QUESTIONS AND COMMENTS -Steven Jahn, Masonic Lodge, 1800 St. Clair Highway, will host their annual Oktoberfest on Saturday, September 10th, 2016 4pm-11pm. Tickets are \$20.00 at the door or at stclairoktoberfest.com. Funds go directly to charities and scholarships.

MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS- Repairs to the fish cleaning station located at the Harbor is covered by the maintenance budget.

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 American Federation of State, County and Municipal Employees, AFSCME, and with Employees Represented by the Police Officers Labor Council, POLC.

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

At 7:31pm, Council recessed into closed session and resumed regular session at 7:48pm.

LaPorte moved, Kuffa seconded, CARRIED, to direct administration to sign agreement with AFSCME.

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

ADJOURNMENT at 7:50pm.