

**CITY OF ST CLAIR, MICHIGAN
REGULAR COUNCIL MEETING MINUTES
MONDAY, MARCH 5, 2018- 7:00 P.M.**

Meeting Called to Order at 7:00pm by Mayor Cedar in the Council Chambers of the Municipal Building, 547 N. Carney Drive, St. Clair, Michigan.

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Cedar, Members Ellery, Klieman, Kuffa, LaPorte, McCartney
ABSENT: Kindsvater (excused)
ADMINISTRATION: Mike Booth, City Superintendent; Timothy Raker, Police Chief; Jessica Gilroy, Administrative Assistant.
AUDIENCE: There were 11 people in attendance.

CONSENT AGENDA – Klieman moved, Kuffa seconded, CARRIED, to approve Consent Agenda item A. as presented.

A. City Council Minutes of February 19, 2018 Special and Regular Meetings: Approved

ORDINANCES AND RESOLUTIONS

Ordinance Adoption (2018-01) Fire Prevention Code (Chapter 30, Article III)- AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO AMEND CHAPTER 30 “FIRE PREVENTION AND PROTECTION,” ARTICLE III “FIRE PREVENTION CODE,” SECTION 61 “CODE ADOPTED; PURPOSE; COPIES ON FILE;” SECTION 63 “AMENDMENTS” AND TO ADD SECTION 64 “CONFLICT WITH OTHER LAWS.” THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. AMENDMENT.

Chapter 30, Article III, Sections 61, 63, and 64 of the City Code are hereby amended to read as follows: Section 30-61. Code adopted; purpose; copies on file.

The City of St. Clair, in order to regulate and govern the safe guarding of life and property from fire or explosion hazards, adopts The International Fire Code, 2015 edition, as published by the International Code Council, including appendix B, D, E, F and G of said International Fire Code. The purpose and intent of this code is to prescribe minimum requirements consistent with nationally recognized standards for providing a reasonable level of safety to life and property and for protection from the hazards of fire, explosion, or dangerous conditions arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property related to the occupancy of buildings and premises. This code shall also provide for the issuance of certain permits and collection of delineated fees. All matters within the intent of this code and not covered by this code shall comply with the referenced standards listed in the International Fire Code, 2015 edition, as published by the International Code Council (including Appendix Chapters B, D, E, F, and G). At least three (3) copies of this Code have been and are now filed in the City Clerk's office except as otherwise specifically stated herein, the provisions of such Code are hereby adopted and incorporated by reference as though fully set out at length herein, and the provisions thereof shall be controlling within the City of St. Clair.

Section 30-63. Amendments. The following chapters, sections and subsections of the International Fire Code adopted in this article are hereby amended or deleted as set forth in this section, and additional chapters, sections and subsections are added as indicated. The following chapter and section numbers refer to like number of chapters and sections of the International Fire Code: *Section 108.01. Appeals.* The Appeals Board shall be the existing Building Commission of the City of St. Clair. *Article 79* shall be amended by adding a new section reading as follows: *Section 7901.1.3. State flammable liquid laws.* Pursuant to the provisions of section 3(k) of Act No. 279 of

the Public Acts of Michigan of 1909 (MCL 117.3(k), MSA 5.2073(k)), as amended, the State Fire Safety Board, rules for Storage and Transportation of Flammable and Combustible Liquids 1992, as amended, as prescribed and authorized in Act No. 207 of the Public Acts of Michigan of 1941 (MCL 29.1 et seq., MSA 4.559(1) et seq.), as amended, are hereby adopted by reference by the city for the purpose of providing rules for the preservation of fire and protection of persons and property in the transportation, storage, handling, offering for sale, sale and use of flammable liquids. Copies of such regulations are on file in the office of the city clerk, available for public use and inspections at all times. Where any section or part of Article 79 of the International Fire Code is in conflict with the State Fire Safety Board, rules for Storage and Transportation of Flammable and Combustible Liquids 1992, it is intended that the State Fire Safety Board, rules for Storage and Transportation of Flammable and Combustible Liquids 1992, shall prevail. *Section 1102.1.1. Open burning.* Where any section of [or] part of Section 1102 of the Uniform Fire Code is in conflict with City of St. Clair Code of Ordinance [Chapter 30](#) Article IV Open Burning, it is intended that the City of St. Clair Code of Ordinance [Chapter 30](#) Article IV Open Burning, shall prevail. *Section 503.2* is hereby amended to read as follows: *Section 503.2.2. Fire lanes.* The marking of fire lanes on private property, devoted to public use, shall be approved by the chief of the bureau of fire prevention and the chief of police. *Section 503* is hereby amended to include the following: Parking of motor vehicles or otherwise obstructing fire lanes shall be prohibited at all times. Members of the police department are hereby authorized to remove motor vehicles and/or vehicles in the designated fire lanes. *Appendix VI-C, Section 2.4* is hereby amended as follows: (a) Any person convicted of a violation of any provision of this Code or any rule, regulation or order adopted or issued in pursuance thereof, shall be punished by a fine of not more than \$500.00 and cost of prosecution or by imprisonment for not more than 90 days, or by both such fine and imprisonment, in the discretion of the court. Each act of violation, and every day upon which any such violations shall occur shall constitute a separate offense. (b) The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any section of this Code, whether or not such penalty is reenacted in the amendatory ordinance. (c) The penalty set out in this section shall be in addition to the abatement of the violating condition, any injunctive relief, or revocation or [of] any permit or license. (d) This section shall not apply to the failure of officers and employees of the city to perform municipal duties required by this Code. *Section 30-64. Conflict with Other Laws.* Should any provision of the City Code or State law require a permit or license covering the same operations, business, activity or material for which the Fire Code requires a permit, such City Code provision or State law shall prevail and it shall be necessary to obtain the permit as required by the Fire Code.

Ellery moved, McCartney seconded, CARRIED, to approve Adoption of Ordinance (2018-01) Fire Prevention Code as presented

Ayes: LaPorte, McCartney, Ellery, Klieman, Kuffa, Cedar
Nays: None

REPORTS FROM ADMINISTRATION

City Superintendent – None

City Attorney- None

City Departments – Chief Raker introduced Ryan Young and Morgan Thompson as new part-time officers of the St. Clair Police Department.

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

UNFINISHED BUSINESS – None

NEW BUSINESS

Approve special event permit for St Clair Marbleye Classic Walleye Tournament- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit for the St. Clair Harbor Commission to host the 17th Annual St. Clair Marbleye Classic Walleye

Tournament May 18-20, 2018. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.

Kuffa moved, McCartney seconded, CARRIED, to approve special events permit as presented.

CLAIMS AND ACCOUNTS – February 23 & March 2, 2018

Check registers listing the bills for the period ending February 23, 2018 (check numbers 45168-45197) in the amount of \$89,568.59 and March 2, 2018 (check numbers 45198->45220) in the amount of \$21,718.73 were presented for Council review.

LaPorte moved, McCartney seconded, CARRIED, to approve payments of February 23 and March 2, 2018 Claims and Accounts as presented.

PUBLIC QUESTIONS AND COMMENTS – None

MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS –Mayor Cedar extended appreciation to Malcolm Marine for breaking up the ice in the Pine River.

ADJOURNMENT at 7:10pm

Jessica Gilroy, Administrative Assistant

Bill Cedar, Jr., Mayor