

**CITY OF ST CLAIR, MICHIGAN  
REGULAR COUNCIL MEETING MINUTES  
MONDAY, JULY 16, 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: Member Kindsvater (excused)  
ADMINISTRATION: Mike Booth, City Superintendent; Lynne Houston, Assessor; Timothy Raker, Police Chief; Annette Sturdy, City Clerk.  
AUDIENCE: There were 14 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 July 2, 2018 Regular Meeting: Approved
- B. St. Clair Historical Commission Minutes of May 10, 2018 Meeting: Received

**ORDINANCES AND RESOLUTIONS**

Resolution (18-14) Lot Split St. Clair Place Apartments, LLC- CITY OF ST. CLAIR COUNTY OF ST. CLAIR, MICHIGAN RESOLUTION APPROVING LOT SPLIT WHEREAS, a Lot Split request has been made by St. Clair Place Apartments II, LLC for property with an address of 1211 Adams Street, parcel number 74-07-053-0226-000 to be combined with parcels 07-053-0229-000 (315 Whiting Street) and 410-0001-000 (230 S.Tenth Street)

**Existing Parcel (Parcel #07-053-0226-000)**

ST CLAIR PLACE APARTMENTS II LLC

CLINTON AVE

ST CLAIR, MI 48079

PART OF 5 ACRE LOTS 79,90,95,106 & 111, BEG N79\*31'30"W 264' FROM NE COR OF LOT 79, TH S6\*35'6"W 329.97', TH S79\* 31'30"E 264', TH S6\*35'6"W 655.23', TH S6\*42'12"W 280.18', TH N87\*32'24"W 45', TH N6\*42'12"E 80', TH N87\*32'24"W 100' TH S6\*42'12"W 200', TH N87\*32'24"W 250', TH N6\*42'12"E 140', TH N5\*59'53"E 971.37', TH N8\*12'49"E 329.47', TH S79\* 31'30"E 132' TO BEG. MAP OF PC 304 AND 305

**Existing Parcel (Parcel #07-053-0229-000)**

SAXON PROPERTIES ST CLAIR LLC

315 WHITING ST

ST CLAIR, MI 48079

PART OF 5 ACRE LOTS 79,90 & 95, BEG S6\*35'52"W 144.54' FROM NW COR OF LOT 79, TH S79\*31'30"E 90.23', TH S10\*28' 30"W 185', TH S79\*31'30"E 177', TH S5\*59'53"W 630.43', TH N79\*31'30"W 261.58', TH N6\*35'52"E 815.36' TO BEG MAP OF PC 304 AND 305

**Existing Parcel (Parcel #07-410-0001-000)**

BRAUER JULIA

230 S TENTH ST

ST CLAIR, MI 48079

LOT 1 OF BLK 1 EXC N 10' OF W 50' & N 20' OF LOT 1 BLK A ROBERT H JENKS & WM BALFOUR ADDITION TO THE CITY OF ST CLAIR

**To be combined with 07-053-0229-000:**

PART OF LOTS 90 AND 95 PLAT OF SECTIONS 304 AND 305, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER D OF PLATS, PAGE 36, ST CLAIR COUNTY RECORDS, DESC AS: COMM AT THE NE COR OF SD LOT 79; TH N 79D 41M 40S W 396.00 FT ALONG NLY LINE SD LOT 79; TH S 08D 05M 41S W 329.60 FT; TH S 79D 44M 44S E .89 FT; TH S 05D 46M 39S W 158.28 FT TO POB; TH S 84D 13M 21S E 16.59 FT; TH S 05D 02M 21S E 50.12 FT; TH S 05D 46M 39S W 327.94 FT; TH N 84D 13M 21S W 26.00 FT; TH N 05D 46M 39S E 377.17 FT TO POB. .22 AC +/-

**To be combined with 05-410-0001-000:**

PART OF LOT 90 PLAT OF SECTIONS 304 AND 305, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER D OF PLATS, PAGE 36, ST CLAIR COUNTY RECORDS, DESC AS: COMM AT NE COR OF SD LOT 79; TH S 06D 23M 00S W 511.10 FT ALONG ELY LINE SD LOT 79 TO POB; TH S 06D 23M 00S W 29.18 FT; TH N 83D 17M 50S W 8.37 FT; TH N 08D 52M 22S E 29.2 FT; TH S 83D 17M 50S E 7.11 FT TO POB. 0.01 AC +/-

And **WHEREAS**, the authority to approve such division is vested in the City Council by virtue of the provisions of Ordinance No. 1973-2 enacted pursuant to the provisions of MCLA 560.263; MSA 26.430 (263).

**NOW, THEREFORE, BE IT RESOLVED**, that the premises hereinbefore described are split into three parcels described as:

**Resulting Parcels:** Final legal descriptions for all 3 parcels (new parcel numbers to be assigned by St. Clair County Land Division)

**NEW PARCEL NUMBER 07-053-0226-001 (Part of 07-053-0226-000):**

PART OF ELY 2/3 OF 5 ACRE LOTS 79,90,95,106 & 111, COMM AT NE COR OF SD LOT 79; TH N 79D 41M 40S W 264 FT ALG NLY LINE SD LOT 79 TO POB; TH S 06D 23M 00S W 330.07 FT; TH S 79D 50M 30S E 264 FT; TH S 6D 23M 00S W 181.71 FT; TH N 83D 17M 50S W 7.11 FT; TH S 08D 52M 22S E 29.20 FT; TH S 83D 17M 50S E 8.37 FT; TH S 6D 23M 00S W 724.12 FT; TH N 87D 53M 30S W 450 FT; TH N 6D 23M E 8FT; TH N 87D 53M 30S W 100 FT; TH S 6D 23M W 200 FT; TH N 87D 53M 30S W 250.2 FT; TH N 6D 23M 00S E 140 FT; TH S 87D 45M 38S E 0.54 FT; TH N 6D 23M 00S E 435.93 FT; TH S 84D 13M 21S E 26.00 FT; TH N 05D 46M 39S E 327.94 FT; TH N 05D 02M 21S W 50.12 FT; TH N 84D 13M 21S W 16.59 FT; TH N 05D 46M 39S E 158.28 FT; TH N 79D 44M 44S W .089 FT; TH N 08D 05M 00S E 329.60 FT; TH S 79D 41M 40S E 132.00 FT TO POB. 10.13 ac +/- MAP OF PC 304 AND 305

**NEW PARCEL NUMBER 07-053-0229-001 (Part of 07-053-0229-000):**

PART OF 5 ACRE LOTS 79,90 & 95; BEG S6D 35M 52S W 144.54' FROM NW COR OF LOT 79, TH S79D 31M 30S E 90.23', TH S10D 28M 30S W 185', TH S79D 31M 30S E 177', TH S5D 46M 39S W 158.28', TH S84D 13M 21S E 16.59', TH S 5D 2M 21S E 50.12', TH S 5D 46M 39S W 327.94', TH N 84D 13M 21S W 26', TH S 7D 14M 19S W 95.01', TH N79\*31'30"W 261.58', TH N6\*35'52"E 815.36' TO BEG. 4.32 AC +/- MAP OF PC 304 AND 305

**NEW PARCEL NUMBER 07-410-0001-001 (Part of 07-410-0001-000):**

LOT 1 OF BLK 1 EXC N 10' OF W 50' & N 20' OF LOT 1 BLK A ROBERT H JENKS & WM BALFOUR ADDITION TO THE CITY OF ST CLAIR & PART OF LOT 90 PLAT OF SECTIONS 304 AND 305, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER D OF PLATS, PAGE 36, ST CLAIR COUNTY RECORDS, DESC AS: COMM AT NE COR OF SD LOT 79; TH S 06D 23M 00S W 511.10 FT ALONG ELY LINE SD LOT 79 TO POB; TH S 06D 23M 00S W 29.18 FT; TH N 83D 17M 50S W 8.37 FT; TH N 08D 52M 22S E 29.2 FT; TH S 83D 17M 50S E 7.11 FT TO POB. .15 AC +/-

LaPorte moved, McCartney seconded, CARRIED, to adopt Resolution (18-14) as presented.

Ayes: McCartney, Ellery, Klieman, Kuffa, LaPorte, Cedar

Nays: None

**RESOLUTION DECLARED ADOPTED**

## REPORTS FROM ADMINISTRATION

**City Superintendent** –The Carney/Brown/Range intersection repairs should begin July 30. Re-painting of crosswalks will begin next week. Preconstruction of the sewer project will begin July 31. This preconstruction is in preparation for the road work on 3<sup>rd</sup> street, Henry, Thornapple, S 10<sup>th</sup> & S 11<sup>th</sup>. Residents in that area will receive communication by the contractor. A 2019 County initiative is to install a roundabout at Fred Moore Highway & Wadhams.

**City Attorney**- None

**City Departments** – None

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

## UNFINISHED BUSINESS

### NEW BUSINESS

Approve Special Event Permit for Whistles on the Water-Council- Council received a memorandum from Chief Raker requesting special event permit approval for St. Clair Downtown Development Authority to conduct Whistles on the Water on September 19, 2018. The applicant has complied with necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.

McCartney moved, Ellery seconded, CARRIED, to approve the special event permit as requested.

Approve Boards and Commission Appointment-Mayor Cedar recommended Beth Obermesik, Lions Club Representative, to be appointed to the Golf Commission for a term expiring December 31, 2019.

McCartney moved, Kuffa seconded, CARRIED, to approve appointment as recommended.

Mayor Cedar removed Councilmember McCartney as the Council Representative from the Library Board and requested interest from Council for a replacement. No action taken.

Authorization to participate in the Huron to Erie Corridor Drinking Monitoring Program-

Superintendent Booth explained 14 water plants are being asked to be part of the monitoring program. The states infrastructure fund will purchase equipment and the city will partner with a 5 year commitment. The annual cost to the city will be \$5000.

McCartney moved, LaPorte seconded, CARRIED, to authorize participation in the Huron to Erie Corridor Drinking Monitoring Program.

Approve special use request by Mashburn Motors-Member Laporte, Planning Commission, stated there were 2 speakers in favor of this request at the mandated public hearing. It fits with the master plan, will be screened from the public and has no negative effects in the surrounding areas. The request passed unanimously in the Planning Commission.

Kuffa moved, McCartney seconded, CARRIED, to approve special use request as presented.

Approve request for rezoning, 602 S. 8<sup>th</sup>, from R1A to MD2-Member McCartney asked to postpone the motion to seek legal advice.

McCartney moved, Kuffa seconded, CARRIED, to table approval in order to seek legal advice.

Ayes: Ellery, Klieman, Kuffa, LaPorte, McCartney, Cedar

Nays: None

## CLAIMS AND ACCOUNTS – July 6, 2018

Check registers listing the bills for the period ending July 6, 2018 (check numbers 45965-45992) in the amount of \$75,959.41 were presented for Council review.

LaPorte moved, Kuffa seconded, CARRIED, to approve payment of July 6, 2018 Claims and

Accounts as presented.

**PUBLIC QUESTIONS AND COMMENTS** – Resident concerns included a request to administration to consider the river as an energy source and offered assistance with planning and immediate final repair from a water main break at 8<sup>th</sup> and Clinton.

**MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS** – Special events: Lelito's Legacy Foundation fundraiser "Party in the Plaza" 7/19/18, SCLL State Tournament Parade 7/19/18 @ 6pm and historical reenactors presentation at the St. Clair Boat Harbor 7/21/18.

**CLOSED SESSION:** McCartney moved, Kuffa seconded, CARRIED, to grant Request for a 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: Klieman, Kuffa, LaPorte, McCartney, Ellery, Cedar  
Nays: None

At 7:18pm, Council recessed into closed session and resumed regular session at 7:58pm.  
No action was taken.

**ADJOURNMENT** at 7:59pm

Annette Sturdy, City Clerk

Bill Cedar, Jr., Mayor