

**CITY OF ST CLAIR, MICHIGAN
REGULAR COUNCIL MEETING MINUTES
MONDAY, JANUARY 7, 2019- 7:00 P.M.**

Meeting Called to Order at 7:00pm by Mayor Cedar in the meeting room of Pine Shores Course, 515 Fred W. Moore Highway, St. Clair, Michigan.

PLEDGE OF ALLEGIANCE was recited.

OATH OF OFFICE was administered to newly elected officials by Honorable M. Hulewicz.

PRESENT: Mayor Cedar, Members Ellery, Kindsvater, LaPorte, McCartney, Watt

ABSENT: Member Kuffa

ADMINISTRATION: Delos Boulrier, Building Inspector; James T. Downey, Kane, Clemons, Joachim and Downey; Jodi Lipa, Police Sergeant; Marion Schweihofer; Annette Sturdy, City Clerk.

AUDIENCE: There were 19 people in attendance.

CONSENT AGENDA – Ellery moved, LaPorte seconded, CARRIED, to approve Consent Agenda items A. and B. as presented.

- A. City Council Minutes of December 17, 2018 Regular Meeting: Approved
- B. St. Clair Historical Commission Minutes of November 8, 2018 Meeting: Received

PUBLIC HEARING

Vacation of Seventh Street and Mulberry Street-Hearing opened by Mayor Cedar at 7:02pm. Attorney Downey described the request to vacate segments of city owned streets that were platted where the current ECEC building now sits. ECSD needs a clear title to complete the pending transaction of its sale. Comments were heard concerning the future development of the property, how the vacation of the streets may affect surrounding homes and if there is any financial cost to the surrounding neighbors. There is concern that the neighborhood could be compromised if the streets are vacated, allowing the sale to be completed and the possible development of the block. Seventh street is not being privatized. The public hearing was closed at 7:19pm.

ORDINANCES AND RESOLUTIONS

Resolution (19-1) Vacation of Seventh and Street and Mulberry- **RESOLUTION NO. 19-01**

CITY OF ST. CLAIR COUNTY OF ST. CLAIR, MICHIGAN RESOLUTION TO VACATE SEVENTH STREET BETWEEN ORCHARD AND THORNAPPLE AND MULBERRY STREET BETWEEN SIXTH AND EIGHT AND MULBERRY BETWEEN EIGHT AND NINTH. WHEREAS, the City of St. Clair has received a request to vacate Seventh Street between Orchard and Thornapple and Mulberry Street between Sixth St. and Eight St. and Mulberry between Eighth St. and Ninth St. which are located in the City of St. Clair, County of St. Clair, State of Michigan, and, **WHEREAS**, pursuant to Act No. 288 of the Public Acts of 196, as amended, being the Subdivision Control Act of 1967, the City of St. Clair is empowered to vacate by resolution or ordinance streets, alley or rights-of-way, and, **WHEREAS**, the City Council of the City of St. Clair has held a Public Hearing on January 7, 2019 relative to the request to vacate Seventh Street between Orchard and Thornapple and Mulberry Street between Sixth St. and Eight St. and Mulberry between Eighth St. and Ninth St., **WHEREAS**, the adjacent property owners have been notified of the said request and proposal and have been afforded an opportunity to comment upon and to be heard relative to such request, **WHEREAS**, the City

Council of the City of St. Clair deems it appropriate to vacate Seventh St. between Orchard and Thornapple and Mulberry St. between Sixth St. and Eight St. and Mulberry between Eighth St. and Ninth St. located in the City of St. Clair. **NOW THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ST. CLAIR, COUNTY OF ST. CLAIR, STATE OF MICHIGAN, AS FOLLOWS:** That the City Council of the City of St. Clair hereby vacates Seventh St. between Orchard and Thornapple and Mulberry St. between Sixth St. and Eight St. and Mulberry between Eighth St. and Ninth St., St. Clair, Michigan.

That the City Council of the City of St. Clair does hereby reserve and retain a full width easement in the subject street, alley, right-of-way and/or other public places for public utility purposes and other public and municipal purposes within the street, alley, right-of-way and/or other public land vacated pursuant to the within resolution. Said easement being reserved and retained by the City of St. Clair, County of St. Clair, State of Michigan. That all existing easements and utility uses and rights within the area vacated shall remain for the use and enjoyment of the owners of said easements and utility uses and rights. The same shall not be diminished or otherwise affected by this resolution. That the City Clerk of the City of St. Clair shall, within thirty (30) days after the date of adoption of the within Resolution, record a certified copy of the within Resolution with the St. Clair County Register of Deeds and that the within Resolution shall not have force or effect until so recorded with the St. Clair County Register of Deeds. That the City Clerk of the City of St. Clair shall send a certified copy of the within Resolution to the State Treasurer of the State of Michigan within thirty (30) days after the date of adoption of the within Resolution.

McCartney moved, Kindsvater seconded, CARRIED, to adopt Resolution (19-01) as presented.
Ayes: Ellery, Kindsvater, LaPorte, McCartney, Watt, Cedar
Nays: None

RESOLUTION DECLARED ADOPTED

REPORTS FROM ADMINISTRATION

City Superintendent – None

City Attorney- None

City Departments- None

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

UNFINISHED BUSINESS -None

NEW BUSINESS

Selection of Mayor Pro Tem- The City Council was asked to select from amongst its members the Mayor Pro Tem, who will act in the absence, disability or unavailability of the mayor as required under Section 2.02 of the City Charter. The Mayor nominated Member LaPorte. There were no other nominations for the position.

Kindsvater moved, Ellery seconded, CARRIED, to declare nominations closed for the office of Mayor Pro Tem, and cast a unanimous ballot for Member LaPorte to fill the position.

Schedule City Council Goal Setting Workshop- Mayor Cedar recommended to schedule a Special City Council Goal Setting Workshop on Monday, February 18, 2019 at 6:00 pm in the meeting room at Pine Shores Golf Course, 515 Fred Moore Highway, to review the current goals list and discuss special projects for the upcoming year. No objections.

Schedule public hearing for sign variance request- The City Clerk has received an application from First Congregational Church, 300 Adams, to appeal Section 8.32 of the Zoning Ordinance, Article 8B, Downtown Redevelopment District. The City Council must give public notice and afford an opportunity for a hearing to the applicant and to all persons whom real property is assessed within 300 feet of the property that is the subject of the request.

Mayor Cedar recommended the scheduling of the public hearing for 6:15pm on Monday, January 21, 2019 in the meeting room of Pine Shores Golf Course, 515 Fred W Moore Highway, St. Clair MI 48079. No objections.

Approve 2019 Boards and Commissions Appointments- Mayor Cedar reported recommendations for appointments of residents to various city authorities, boards, and commissions as follows:
Board of Review - Reappoint Blake Eitniear, Bill Engelgau, Ken Mattock and Judith Shaune for one year terms expiring December 31, 2019.

Building Commission – Reappoint Urban Griffor and Bill Klieman for three year terms expiring December 31, 2021.

Cemetery Board of Trustees – Reappoint Nancy Schriener for a three year term expiring December 31, 2021.

Electrical Board- Reappoint Delos Boulter for a three year term expiring December 31, 2021.

Harbor Commission – Reappoint Nancy Beaudua and Keith Winn for three year terms expiring December 31, 2021.

Historical Commission – Reappoint Mary Beaudua, Georgiana Burns and Joann Kindsvater for three year terms expiring December 31, 2021.

Housing Commission – Reappoint Mary Kelly for a five year term expiring December 31, 2023.

Library Board – Reappoint Mike McCartan for a three year term expiring December 31, 2021.

Reappoint Kathy McConnell for a one year term expiring December 31, 2019.

Planning Commission – Reappoint Nancy Beaudua and Paul Wade for three year terms expiring December 31, 2021.

Planning Maintenance Board of Appeals- Reappoint Delos Boulter for a one year term expiring December 31, 2019 and Chris Fisher for a two year term expiring December 31, 2020.

Recreation Commission – Reappoint Blake Eitniear and Jim Shafran for three year terms expiring December 31, 2021.

Zoning Board of Appeals- Reappoint Ralph Gizowski, Douglas Glassford and Douglas Vernier for three year terms expiring December 31, 2021.

I-69 International Trade Corridor --Michigan Development Corporation Board Members:

Re-appoint Mike Booth and Alternate, Butch Kindsvater for one year terms to expire December 31, 2019.

Southeast Michigan Council on Governments (SEMCOG): Appoint Mike LaPorte and Annette Sturdy for one year terms to expire December 31, 2019.

McCartney moved, Kindsvater seconded, CARRIED, to approve appointments as recommended.

Mayor Cedar reported recommendations for re-appointments, with residency waiver, to various city authorities, boards, and commissions as follows:

Steve Postill and Keith Klieman, both of St Clair Township, to the Electrical Board for three year terms expiring December 31, 2021.

Ron Brenner, North Street and Robert Freehan, East China, to the Historical Commission for three year terms expiring December 31, 2021.

McCartney moved, Kindsvater seconded, CARRIED, to approve appointments with residency waiver as recommended.

Current vacancies include: Beautification Commission and Cemetery Board of Trustees. Applications are available at City Hall or www.cityofstclair.com.

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 Marbleye Classic Committee to conduct the 18th annual Walleye Fishing Tournament at

the St. Clair Harbor and Rotary park May 17-19. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.

Kindsvater moved, Ellery seconded, CARRIED, to approve the special event permit as recommended.

Approve Right of Way for St Clair Realty- The request is for directional signage to indicate that during construction the entrance to St Clair Realty is now off of Vine and 2nd street. The applicant will need some permanent signage eventually but at this time it is just temporary. If granted, the request is valid through the 180 day building construction permit. The building permit can be extended by the building inspector which then would require additional approval from Council for directional signage.

Kindsvater moved, McCartney seconded, CARRIED, to grant a right-of-way waiver for temporary directional signage for St. Clair Realty.

Ayes:Kindsvater, LaPorte, McCartney, Watt, Ellery, Cedar
Nays:None

Approve Right of Way for Planet Clair LLC- Councilmember McCartney stated his support of the right of way waiver because it is highlighting local businesses.

McCartney moved, Kindsvater seconded, CARRIED, to approve right-of-way- waiver for signs located on fencing around the St. Clair Inn Construction.

Ayes: LaPorte, McCartney, Watt, Ellery, Kindsvater, Cedar
Nays: None

CLAIMS AND ACCOUNTS – December 21 & December 27, 2018 and January 4, 2019

Check registers listing the bills for the period ending December 21, 2018 (check numbers 47101->47151) in the amount of \$242,262.89, December 27, 2018 (check numbers 47152->47159) in the amount of \$29,174.30 and January 4, 2019 (check numbers 47160->47195) in the amount of \$66,715.96 were presented for Council review.

LaPorte moved, Kindsvater seconded, CARRIED, to approve payments of December 21 & December 27, 2018 and January 4, 2019 Claims and Accounts as presented.

PUBLIC QUESTIONS AND COMMENTS – T. Jalosky, 1424 S. Riverside Ave, requested assistance with a sewer line problem. K. Stocki, 414 Adams, requested repair on 5th between Jay and Thornapple be high priority, stated concerns of several areas that require tree trimming over sidewalks and of several sidewalks that need repair. B. Klieman, 1374 S Riverside, requested attention to malfunctioning light at Diamond Pointe Park, Street light out at, S. Riverside and Harriett and inquired of Housing Commission finances.

MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS – Mayor Cedar extended sympathy to the family of Judge Cummings. Winter White Out Bootlegger Balladeer and Poet Laureate Contest now accepting entries. The event will be held at Lacroix's Riverside Pub 1/23/19 @7pm. Special Events: ECEF Chili Heart 5k 2/9/19.

ADJOURNMENT at 7:44pm.

Annette Sturdy, City Clerk

Bill Cedar, Jr., Mayor