

**CITY OF ST CLAIR, MICHIGAN
REGULAR COUNCIL MEETING MINUTES
MONDAY, JANUARY 4, 2021- 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, 48079.

PLEDGE OF ALLEGIANCE was recited.

PRESENT: Mayor Cedar, Members Kindsvater, Klieman, Kuffa, LaPorte, McCartney, Volz

ABSENT: None

ADMINISTRATION: James T. Downey, Kane, Clemons, Joachim & Downey; Timothy Raker; Police Chief; Warren Rothe, City Superintendent; Annette Sturdy, City Clerk.

AUDIENCE: There were 6 people in attendance.

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

A. City Council Minutes of December 21, 2020 Special & Regular Meetings: Approved

ORDINANCES AND RESOLUTIONS

Resolution (21-01) Fireworks Suspension- A RESOLUTION TO SUSPEND ENFORCEMENT OF CITY CODE SECTION 30-103(B) WITH RESPECT TO THE IGNITION, DISCHARGE, OR USE OF COMMERCIAL FIREWORKS IN PALMER PARK ON SATURDAY, JANUARY 23, 2021 AT DUSK PURSUANT TO A ST. CLAIR CHAMBER OF COMMERCE SPECIAL EVENTS PERMIT.
A RESOLUTION of the City Council of the City of St. Clair adopted at a regular meeting of said Council held at City Hall located at 547 N. Carney Drive, St. Clair, Michigan, on the 4th day of January, 2021 at 7:00 PM. **WHEREAS**, Public Act 256 of 2011, the Michigan Fireworks Safety Act, MCL Section 28.451, as amended, allows municipal governments to legislate restrictions concerning the ignition, discharge, and use of commercial fireworks within their limits; and **WHEREAS**, the City of St. Clair has availed itself of the right established by MCL Section 28.451 *et seq.* to limit the ignition, discharge, and use of commercial fireworks by the adoption of Code Section 30-103(b); and **WHEREAS**, the City of St. Clair reserves the right to suspend the provisions of Code Section 30-103(b) by resolution of City Council when it determines that doing so is in the public interest; and **WHEREAS**, the City Council approved a special event permit at its November 16, 2020 regular meeting for the St. Clair Chamber of Commerce’s Icy Bazaar, to be held on January 23; and **WHEREAS**, the St. Clair Chamber of Commerce’s now wishes to add a fireworks display as part of its Icy Bazaar on January 23; and **WHEREAS**, the City of St. Clair determines that a temporary suspension of the limitations established by Code Section 30-103(b) as to the ignition, discharge, and use of commercial fireworks in Palmer Park for this St. Clair Chamber of Commerce-sponsored event is in the public interest and serves an important civic purpose in encouraging commerce in the City so affected by the Coronavirus outbreak; **NOW, THEREFORE, BE IT RESOLVED** that the City of St. Clair **RESOLVES** to suspend enforcement of Code Section 30-103(b) as to the ignition, discharge, and use of commercial fireworks in Palmer Park on Saturday, January 23, 2021 at dusk.

Kindsvater moved, McCartney seconded, CARRIED, to adopt Resolution (21-01) as presented.

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

Nays: None

RESOLUTION DECLARED ADOPTED

REPORTS FROM ADMINISTRATION

City Superintendent – Several grant applications for future projects, including the new lead and copper rule & water plant improvements, are actively being pursued. Welcome to Councilmembers Klieman and Volz.

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 is 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. Mayor Cedar nominated Member LaPorte. There were no other nominations for the position.

Kindsvater moved, Kuffa 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.

Approve 2021 Boards and Commissions Appointments- Mayor Cedar reported recommendations for appointments of Councilmembers to the various city authorities, boards, and commissions as follows: Cemetery Board of Trustees- McCartney, DDA- McCartney, Fire Authority- Kindsvater and LaPorte, Golf Commission-Kindsvater, Harbor Commission- Kuffa, Historical Commission- Volz, Library Board- Volz, Planning Commission- LaPorte and Recreation Commission- McCartney. McCartney moved, LaPorte seconded, CARRIED, to approve appointments as recommended.

Approve Special Event Permit for St. Clair Chamber of Commerce- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit from the St. Clair Chamber of Commerce to add to the previously approved live ice carvings 'Icy Bazaar' event. The new dates will be 1/21/21-1/24/21 with the addition of vendors, live music and a fireworks show on 1/23/21. 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 the special event permit as recommended.

CLAIMS AND ACCOUNTS – December 23, 2020

Check registers listing the bills for the period ending December 23, 2020 (check numbers 51620-51657) in the amount of \$122,028.92 were presented for Council review.

LaPorte moved, Kindsvater seconded, CARRIED, to approve payment of December 23, 2020 Claims and Accounts as presented.

PUBLIC QUESTIONS AND COMMENTS – None

MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS –Councilmember McCartney questioned validity of permits for the west side of M-29 & Councilmember Kuffa commented on condition of sidewalks in that area.

ADJOURNMENT at 7:14pm

Annette Sturdy, City Clerk

Bill Cedar, Jr., Mayor