

**CITY OF ST CLAIR, MICHIGAN
REGULAR COUNCIL MEETING MINUTES
MONDAY, JUNE 6, 2022- 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, Paul, Volz

ABSENT: None

ADMINISTRATION: Morgan Hustek, Deputy Clerk; Timothy Raker, Police Chief; Annette Sturdy, City Clerk/Interim City Superintendent.

AUDIENCE: There were 11 people in attendance.

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

A. City Council Minutes of May 16, 2022 Regular Meeting: Approved

ORDINANCES AND RESOLUTIONS

Resolution (22-11) MDOT contract for Fred Moore Highway- **A RESOLUTION APPROVING MDOT CONTRACT NO. 22-5179 FOR THE RECONSTRUCTION OF FRED W. MOORE HIGHWAY FROM CARNEY DRIVE TO HENRY STREET WHEREAS**, the City of St. Clair has been awarded Federal Surface Transportation Funds and Highway Infrastructure Program COVID Surface Transportation Program funds to be applied to the eligible items of the project cost at a total projected funding cost of \$420,500 for concrete paving with integral curb along Fred W. Moore Highway from the Carney Drive to 15th Street including concrete pavement removal, aggregate base and storm sewer work, sidewalk and ramp replacement, and all together with necessary related work; and **WHEREAS**, the City of St. Clair desires to enter into a contract with the Michigan Department of Transportation (MDOT) for the purpose of fixing the rights and obligations of the parties in agreeing to the roadway reconstruction work along Fred W. Moore Highway. **NOW, THEREFORE, BE IT RESOLVED** that the St. Clair City Council does hereby approve MDOT Contract No. 22-5179 for the roadway reconstruction of Fred W. Moore Highway from Carney Drive to Henry Street, and **BE IT FURTHER RESOLVED** that the St. Clair City Council does hereby authorize the Street Administrator to execute the contract on behalf of the City.

LaPorte moved, Volz seconded, CARRIED, to adopt Resolution (22-11) as presented.

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

Nays: None

RESOLUTION DECLARED ADOPTED

Resolution (22-12) Lot Split-200 N. Carney Dr- **RESOLUTION APPROVING LOT SPLIT/COMBINATION WHEREAS**, a request has been made by the owner of property located at 200 N. Carney Dr to split one lot into two lots, described as:

Existing Parcel: Parcel #74-07-053-0026-000 and;

WHEREAS, the authority to approve lot split combinations 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 be, and is hereby split and combined into the following parcels of land:

Created Parcels-See attached legal description/survey

Volz moved, Kuffa seconded, CARRIED, to adopt Resolution (22-12) as presented.
Ayes: Klieman, Kuffa, LaPorte, Paul, Volz, Kindsvater, Cedar
Nays: None

RESOLUTION DECLARED ADOPTED

Resolution (22-13) Brownfield Plan- 200 N. Carney Dr & 301 N. Ninth- RESOLUTION SUPPORTING ADOPTION OF A BROWNFIELD PLAN BY THE CITY OF ST. CLAIR PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED

WHEREAS, the City of St. Clair, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), have formally resolved to participate in the Brownfield Redevelopment Authority (BRA) of St. Clair County (the "Authority") and have designated that all related activities shall proceed through the BRA; and **WHEREAS**, the Authority, pursuant to and in accordance with Section 13 of the Act, has reviewed, adopted and recommended for approval by the St. Clair County Board of Commissioners, the Brownfield plan (the "Plan") attached hereto, to be carried out within the City of St. Clair, relating to the redevelopment project of the Eddy and Gearing Elementary School buildings, consisting of one parcel, approximately 27 acres in size, and located at 301 N. 9th Street and 200 N Carney Drive in the City of St. Clair, St. Clair County, Michigan (the "Site"), as more particularly described and shown in Figures 1 and 2 contained within the attached Plan; and **WHEREAS**, the City Council of St. Clair has reviewed the Plan, and have been provided a reasonable opportunity to express their views and recommendations regarding the Plan and in accordance with Sections 3(4) and 14(5) of the Act; and **WHEREAS**, as a result of its review of the Plan, the City Council of St. Clair concurs with approval of the Plan.

NOW, THEREFORE, BE IT RESOLVED THAT: 1. **Plan Approved.** Pursuant to the authority vested in the City Council of St. Clair, by the Act, the Plan is hereby supported in the form attached to this Resolution. 2. **Severability.** Should any section, clause or phrase of this Resolution be declared by the courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid. 3. **Repeals.** All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

Kindsvater moved, Kuffa seconded, CARRIED, to adopt Resolution (22-13) as presented.
Ayes: Kuffa, LaPorte, Paul, Volz, Kindsavater, Klieman, Cedar
Nays: None

RESOLUTION DECLARED ADOPTED

Resolution (22-14) TEDF Category B- 5th Street Grant application - A RESOLUTION TO ATTEST TO THE EXISTENCE OF FUNDS FOR THE RECONSTRUCTION OF 5th STREET FROM CLINTON AVENUE TO NORTH OF ROYAL AVENUE FUNDED BY THE TRANSPORTATION ECONOMIC DEVELOPMENT FUND CATEGORY B PROGRAM

WHEREAS, the City of St. Clair is applying for \$250,000 in funding through the Michigan Department of Transportation (MDOT) from the Transportation Economic Development Fund Category B Program to reconstruct 5th Street from Clinton Avenue to North of Royal Avenue. **WHEREAS**, MDOT requires a formal commitment from the public agency that will be receiving these funds and will be implementing and maintaining this infrastructure project. **NOW, THEREFORE, BE IT RESOLVED THAT** the City Council of the City of St. Clair has authorized Annette Sturdy, Acting City Superintendent/City Clerk, to act as the agent on behalf of the City to request Transportation Economic Development Fund Category B Program funding, to act as the applicant's agent during the project development, and to sign a project agreement upon receipt of a funding award. **BE IT FURTHER RESOLVED THAT**, the City attests to the existence of, and commits to, providing at least \$250,000 towards the construction of the project, in addition to all design, permit fees, administrative costs, and cost overruns. **BE IT FURTHER RESOLVED THAT**, the City commits to owning, operating, funding and implementing a maintenance program over the design life of the facilities constructed with Transportation Economic Development Fund Category B program funding.

Kuffa moved, LaPorte seconded, CARRIED, to adopt Resolution (22-14) as presented.

Ayes: LaPorte, Paul, Volz, Kindsvater, Klieman, Kuffa, Cedar
Nays: None

RESOLUTION DECLARED ADOPTED

REPORTS FROM ADMINISTRATION

City Superintendent – Update provided on road projects. Workshop scheduled for 6/20.

City Attorney- None

City Departments- None

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

UNFINISHED BUSINESS – None

NEW BUSINESS –

Approve Engineering Proposal for Wastewater System Preliminary Evaluation- LaPorte moved, Kindsvater seconded, CARRIED, to approve Proposal from Fishbeck in the amount of \$19,800.
Ayes: Paul, Volz, Kindsvater, Klieman, Kuffa, LaPorte, Cedar
Nays: None

Approve Traffic Control Order-
Kuffa moved, Kindsvater seconded, CARRIED, to approve prohibiting parking on the west side of N. Riverside (M-29) from the south plaza entrance north 40 feet.

Approve special event permit for St. Clair Chamber of Commerce Rockin in the Plaza- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit, including extension of the noise ordinance to midnight, for the St. Clair Chamber of Commerce to host Rockin' in the Plaza in the Riverview Plaza courtyard May 21-October 31, 2022. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.
Kuffa moved, Paul seconded, CARRIED, to approve permit as recommended.

Approve special event permit for St. Clair Chamber of Commerce Throttle Down Bike Concert- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit, including extension of the noise ordinance to midnight, for the St. Clair Chamber of Commerce to host a special concert in the Riverview Plaza courtyard June 18 from 12pm-12am. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.
Kuffa moved, Kindsvater seconded, CARRIED, to approve permit as recommended.

Approve special event permit for St. Mary's Catholic Church Corpus Christi Procession- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit for the St. Mary's Catholic Church to host the Corpus Christi processional June 19 12:30pm-1:30pm. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.
Paul moved, Kindsvater seconded, CARRIED, to approve permit as recommended.

Approve special event permit for Hope Floats Kayak Poker Paddle- Council received a memorandum from Police Chief Raker requesting that Council approve a special event permit for the Hintz of Hope conduct their annual Hope Floats Kayak Poker Paddle fundraiser event in the Pine River July 16, 2022 at 11am. The applicant has complied with the necessary requirements of the Special Events Ordinance and issuance of the permit is respectfully recommended.
Kuffa moved, Paul seconded, CARRIED, to approve permit as recommended.

CLAIMS AND ACCOUNTS – May 19, May 26 & June 2, 2022

Check registers listing the bills for the period ending May 19, 2022 (check numbers 54544-54569) in the amount of \$93,917.09, for the period ending May 26, 2022 (check numbers 54570(void)-54619) in the amount of \$85,311.84 and for the period ending June 2, 2022 (check numbers 54620-54647) in the amount of \$51,887.93 (noting checks 54638 and 54640 will be voided) and the register for credit card payments were presented for Council review.

LaPorte moved, Kindsvater seconded, CARRIED, to approve payments of May 19, May 26 and June 2, 2022 Claims and Accounts as presented.

PUBLIC QUESTIONS AND COMMENTS – Comments heard on Clinton Ave Bikepath, stop sign request on S. Riverside and mural possibilities.

MAYOR AND COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS – Special events: River Day 6/11/22, Safety Town Community Block party 6/18/22, Community Pool opens 6/18/22. Mayor Cedar extended sympathy to the family of Russ Mollan, city treasurer for 33 years. Follow up needed on St. Clair Highway closure/detour. Comments heard for renovations in Palmer Park.

ADJOURNMENT at 7:48 pm

Morgan Hustek, Deputy Clerk

Bill Cedar, Jr., Mayor