

**City of Marine City
City Commission
June 7, 2018**

A regular meeting of the Marine City Commission was held on Thursday, June 7, 2018 in the Fire Hall, 200 South Parker Street, Marine City, Michigan, and was called to order by Mayor Vandebossche at 7:00 pm.

After a prayer by Reverend Lepley, the Pledge of Allegiance was led by Mayor Vandebossche.

Present: Mayor Dave Vandebossche; Commissioners Terrance Avery, Elizabeth Hendrick, Wendy Kellehan, William Klaassen, Rebecca Lepley, James Turner; City Manager Elaine Leven, City Clerk Kristen Baxter

Also In Attendance: City Attorney Robert Davis

Communications

Received:

- State of Michigan Infrastructure Pilot Program
- Marine City Parking Map
- Proposed Zoning Ordinance Amendments
- Davis Kirksey Report – May, 2018
- TIFA Board Meeting Minutes – March 20, 2018
- Planning Commission Meeting Minutes – April 9, 2018
- TIFA Board Meeting Minutes – April 17, 2018

Motion by Commissioner Lepley, seconded by Commissioner Klaassen, to receive and file the Communications. All Ayes. Motion Carried.

Public Comment

Kenneth Nicholls, 13645 Fisher Road, Yale, announced that he was running for 81st District State Representative on a Republication ticket.

APPROVE AGENDA

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to approve the Agenda, as presented. All Ayes. Motion Carried.

APPROVE MINUTES

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to approve the City Commission Meeting Minutes of May 17, 2018, as presented. All Ayes. Motion Carried.

CONSENT AGENDA

None.

UNFINISHED BUSINESS

Board Appointment – SEMCOG Alternate

Mayor Vandebossche asked for a volunteer from the Board to serve as a Southeast Michigan Council of Governments alternate. Since there were no volunteers, no action was taken.

Infrastructure Committee Recommendation

In a memorandum to the City Commission from the Infrastructure Committee (consisting of William Klaassen, Jacob Bryson, Joe Moran, Trent Attebury, Mike Itrich and Elaine Leven), they outlined two recommended options:

- 1) Prepare ballot language for a millage increase of approximately two mills for a period of five years to cover the cost of recommended road resurfacing projects. The millage increase would not, however, provide funding for roads that may require underground infrastructure work.
- 2) Prepare ballot language for approximately three mills for a period of five years to cover the cost of recommended road resurfacing projects and some infrastructure projects.

Both options stated that when complete, several outstanding bonds would be paid off and the city could then consider funding options for the remaining infrastructure projects.

Commissioner Klaassen, who sat on the Infrastructure Committee, reminded everyone that the millage was to be used only on roads and would be for a length of five years. He stated that the Committee looked at what the residents wanted.

Commissioner Hendrick recommended that residents read the options given because it gave them an opportunity to vote if they wanted the roads fixed or not.

The Board gave direction to City Manager Leven to bring ballot language and numbers for both options to the June 21, 2018 meeting.

NEW BUSINESS

Blue Pike Cantina – Request for Outdoor Café Service

Dave Pawlak requested approval to allow outdoor café service for the Blue Pike Cantina, located at 152 South Water Street. He stated that he would like to serve beer and wine at 4-6 tables on the sidewalk, in accordance with state law. Mr. Pawlak said that he understood that the city's current ordinance was being reviewed by the Planning Commission, but stated that licensing through the state could take up to six weeks for approval. He said he was seeking the Board's approval so he had the opportunity to utilize the new ordinance in the 2018 summer season.

Commissioner Klaassen commented that he measured the sidewalk in front of the Blue Pike Cantina and said he was concerned that there would not be adequate space for vehicle doors and pedestrians, as per stated in proposed Ordinance 160.235.

Commissioner Turner asked what the definitive number was for adequate space.

Mayor Vandenbossche questioned the City Attorney approval of the request based on the current ordinance, as written.

City Attorney Davis responded that the Board could approve the request subject to compliance with any changes that might occur in future ordinance approval.

Motion by Commissioner Turner, seconded by Commissioner Lepley, to approve the request for outdoor café service by Blue Pike Cantina, subject to compliance with any changes that may occur in future ordinance changes.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Hendrick, Kellehan, Klaassen, Lepley, Turner

Nays: None
Motion Carried.

Resolution No. 18-2018 – Rules of St. Clair County Drain Commissioner

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to approve Resolution 18-2018 Adoption of the Rules of the St. Clair County Drain Commissioner, as presented.

Roll Call Vote.

Ayes: Vanderbossche, Avery, Hendrick, Kellehan, Klaassen, Lepley, Turner
Nays: None
Motion Carried.

Ordinance 2018-005 – Water & Sewer Rates – Introduction

Motion by Commissioner Avery, seconded by Commissioner Turner, to approve the introduction of Ordinance No. 2018-005 that amends Section 8 of Ordinance No. 57 relating to Water and Sewer Rates, as presented.

Roll Call Vote.

Ayes: Vanderbossche, Avery, Kellehan, Klaassen, Lepley, Turner
Nays: Hendrick
Motion Carried.

Property Line Disputes

In a memorandum to the City Commission, City Manager Leven wrote that she had been working with the City Attorney to find a solution to outstanding property line disputes with several groups of property owners. She said surveys may have to be completed on the properties, and proper recording needed to take place at the county level to ensure that proper ownership was reflected.

City Manager Leven stated that she would work with the City Attorney and the DPW Superintendent to prepare preliminary offers to the property owners. The offers would come before the City Commission for approval prior to notifying property owners. She asked for permission to move forward with the process.

Motion by Commissioner Klaassen, seconded by Commissioner Hendrick, to approve having the City Manager move forward on property line disputes with the City Attorney.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Hendrick, Kellehan, Klaassen, Lepley, Turner

Nays: None

Motion Carried.

Shooting Incident

City Manager Leven responded to public concern regarding a domestic shooting incident that occurred on March 13, 2018 in Marine City. She said that since the incident, she had been in contact with the City Attorney, Police Chief, and insurance agent. She made the following recommendations to address concerns:

- 1) Direct the Police Chief to draft a new policy for dealing with the media. She recommended that the policy be reviewed by the City Attorney and City Commission for approval.
- 2) Consult with an independent third party to review the current procedures for any deficit that could be addressed with regard to the shooting incident. Upon completion, a summary of findings and the complete procedures would be reviewed by City Commission for approval.

No action taken by the Board.

Traffic Engineer Order – S. Water Street No U-Turn

Motion by Commissioner Avery, seconded by Commissioner Turner, to approve Traffic Engineer Order No. P-18-004 regarding no U-Turns on South Water Street from Broadway to Bridge Street.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Hendrick, Kellehan, Klaassen, Lepley, Turner

Nays: None

Motion Carried.

Recreational Equipment Discussion

A discussion took place due to concern about the use of public streets for parking recreational equipment for loading/unloading. Recently adopted Ordinance 2018-02 does not allow for recreational equipment to be parked on the streets at any time.

Commissioner Hendrick suggested allowing recreational equipment to be parked on the streets for 72 hours to load/unload, as allowed for parking in driveways.

Commissioner Avery agreed, stating that many homes had very small lots, which made it impossible to meet the ordinance. He said 72 hours was a reasonable amount of time and would work well.

Permitting for recreational equipment was also discussed, and it was decided to remove the Special Permit portion of the ordinance, and handle the approval administratively.

The Board directed City Manager Leven to work with the City Attorney to redraft Ordinance 2018-02 to remove the requirement for a Special Permit, and add the ability to park recreational vehicles in the street for a period of not more than 72 hours for the purpose of loading/unloading.

Motion by Commissioner Hendrick, seconded by Commissioner Turner, to support the two amendments to Ordinance 2018-02, and bring the revised Ordinance back for introduction at the June 21, 2018 meeting. All Ayes. Motion Carried.

Fee Schedule Amendment – Recreational Equipment

Due to the removal of the requirement for a Special Permit under Ordinance 2018-02, the need for a permit fee was no longer necessary.

No action taken by the Board.

Board Appointment – Election Commission

Motion by Commissioner Turner, seconded by Commissioner Klaassen, to appoint Commissioner Hendrick to the Election Commission. All Ayes. Motion Carried.

Board Appointments – Planning Commission, TIFA, MCAFA, Library, Board of Review

Planning Commission

Motion by Mayor Vandebossche, seconded by Commissioner Avery, to appoint Joseph Moran to the Planning Commission for a term that expires June 30, 2021. All Ayes. Motion Carried.

TIFA

Motion by Mayor Vandebossche, seconded by Commissioner Klaassen, to appoint Robert Weisenbaugh to the Tax Increment Finance Authority for a term that expires December 15, 2018. All Ayes. Motion Carried.

Motion by Mayor Vandebossche, seconded by Commissioner Avery, to appoint Bob Lepley to the Tax Increment Finance Authority for a term that expires December 15, 2018. Ayes: Vandebossche, Avery, Kellehan, Klaassen, Lepley, Turner. Nays: Hendrick. Motion Carried.

Marine City Area Fire Authority

Motion by Mayor Vandebossche, seconded by Commissioner Klaassen, to appoint Steven McConnell to the Marine City Area Fire Authority for a term that expires June 30, 2022. All Ayes. Motion Carried.

Motion by Mayor Vandebossche, seconded by Commissioner Klaassen, to appoint Mark Posey to the Marine City Area Fire Authority for a term that expires June 30, 2019. All Ayes. Motion Carried.

Library Board

Motion by Mayor Vandebossche, seconded by Commissioner Klaassen, to appoint Jill Scheel to the Library Board for a term that expires June 30, 2021. All Ayes. Motion Carried.

Motion by Mayor Vandebossche, seconded by Commissioner Avery, to appoint Frederick Babchek to the Library Board for a term that expires June 30, 2021. All Ayes. Motion Carried.

Board of Review

Motion by Mayor Vandebossche, seconded by Commissioner Lepley, to appoint Trent Attebury to the Board of Review, as an alternate, for a term expiring December 31, 2021. All Ayes. Motion Carried.

FINANCIAL BUSINESS

Disbursements

Motion by Commissioner Avery, seconded by Commissioner Kellehan, to approve total disbursements, including payroll, in the amount of \$128,422.39, as presented.

Roll Call Vote.

Ayes: Vanderbossche, Avery, Kellehan, Klaassen, Lepley, Turner

Nays: Hendrick

Motion Carried.

CITY MANAGER REPORT

City Manager Leven reported on the following:

- Attended Infrastructure Committee, Zoning Board of Appeals, and State of the Lakes meetings
- Met with Paul Dingeman on the sound equipment at the fire hall
- May have language for Charter amendments at the June 21st meeting
- North Mary Street project almost completed
- Completing seawall improvements on the south side of Labuhn Bridge

COMMISSIONER PRIVILEGE

Commissioner Avery complimented DPW Superintendent Itrich on his management on the North Mary Street project. He said there was very little interference with Washington Life Center. He also announced D-Day and the loss of local resident, Gordon Love.

Commissioner Lepley welcomed Commissioner Wendy Kellehan and thanked her for volunteering to serve on the Board. She wished all the fathers a Happy Father's Day.

Commissioner Kellehan thanked the community and her fellow Board members for their support on her recent appointment.

Commissioner Hendrick commented that summer was coming, and asked drivers to watch out for children playing.

Commissioner Turner congratulated Commissioner Kellehan and said he was looking forward to working with her on the Board.

Mayor Vanderbossche thanked Jesse White and all the volunteers for the wonderful Memorial Day Parade. He also thanked the community for coming out to watch the parade on such a hot day.

ADJOURNMENT

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to adjourn at 8:32 pm. All Ayes. Motion Carried.

Respectfully submitted,

Kristen Baxter

Kristen Baxter
City Clerk