

**City of Marine City
City Commission
June 21, 2018**

A regular meeting of the Marine City Commission was held on Thursday, June 21, 2018 in the Fire Hall, 200 South Parker Street, Marine City, Michigan, and was called to order by Mayor Vandenbossche at 7:00 pm.

After a moment of silence, the Pledge of Allegiance was led by Mayor Vandenbossche.

Present: Mayor Dave Vandenbossche; Commissioners Terrance Avery, Elizabeth Hendrick, Wendy Kellehan, William Klaassen, James Turner; City Manager Elaine Leven, Deputy Clerk Elizabeth McDonald

Also In Attendance: City Attorney Robert Davis; Finance Director/Treasurer Mary Ellen McDonald

Absent: Commissioner Rebecca Lepley

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to excuse Commissioner Lepley from the meeting. All Ayes. Motion Carried.

Communications

Received:

- Hannah Schultz – Selected to FEMA Youth Preparedness Council
- Mary Ellen McDonald – Certified Public Finance Administrator (Recertification)
- City Attorney – TIFA Termination Plan
- Departmental Activity Reports
- MCAFA Run Report
- Zoning Board of Appeals Meeting Minutes – May 2, 2018
- Planning Commission Meeting Minutes – May 14, 2018

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to move City Attorney – TIFA Termination Plan to Item #9-D. All Ayes. Motion Carried.

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

Public Comment

Jonathon Markel, Eagle Scout, said that he was able to raise enough money to upgrade from a two bay swing set to a three bay and that he was looking for approval of the upgrade. Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to approve the upgrade from a two bay to a three bay swing set. All Ayes. Motion Carried.

Mike Drugach, said he had recently moved to Marine City and was hoping to open a business here.

Charles Seigneurie, 224 North Elizabeth Street, spoke in opposition of proposing a millage after it was decided to dissolve TIFA and said the City should look into a Police Authority to save money.

APPROVE AGENDA

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to add Closed Session to the Agenda. Ayes: Vandebossche, Hendrick, Kellehan, Klaassen. Nays: Avery, Turner. Motion Carried.

Motion by Commissioner Hendrick, seconded by Commissioner Kellehan, to approve the Agenda, as amended. Ayes: Vandebossche, Avery, Hendrick, Kellehan, Klaassen. Nays: Turner. Motion Carried.

APPROVE MINUTES

Motion by Commissioner Klaassen, seconded by Commissioner Hendrick, to approve the City Commission Meeting Minutes of June 7, 2018, as presented. All Ayes. Motion Carried.

CONSENT AGENDA

Presented:

- Special Event – Maritime Days (updated Schedule of Events)
- Business License – The Twisted Kitchen

Commissioner Hendrick questioned if anyone had contacted a representative from the Maritime Days Committee regarding the removal of event signs that the City had received line of sight complaints about.

City Manager Leven responded and said that she had spoken with a representative and suggested that in the future any proposed signage for events be submitted to the City Commission for approval by means of a map.

Motion by Commissioner Klaassen, seconded by Commissioner Kellehan, to accept the Consent Agenda and file, as presented.

Roll Call Vote.

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

Nays: None

Motion Carried.

UNFINISHED BUSINESS

Infrastructure Committee Recommendation – Headlee Override Millage Override Resolution No. 19-2018

City Manager Leven summarized the memorandum to the City Commission with regard to two recommended options for a Headlee Override Millage:

- 1) A millage increase of 1.7778 mills for a period of five years to cover the cost of recommended road resurfacing projects. The millage would cost taxpayers \$1.78 per \$1,000 of taxable value. The millage increase would not, however, provide funding for roads that may require underground infrastructure work.
- 2) A millage increase of 3.2892 mills for a period of five years to cover the cost of recommended road resurfacing projects and some infrastructure projects. The millage would cost taxpayers \$3.29 per \$1,000 of taxable value.

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. She said the bonds were collected on the water/sewer bills and would not have an impact on the overall property tax rate over the five year term.

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to adopt Resolution No. 19-2018, the Headlee Override Millage Proposal in the amount of 3.2892 mills.

Commissioner Hendrick said this would allow the taxpayers the opportunity to decide at the November 6, 2018 Election. She said, without a millage, it would take the City a long time to complete the road and infrastructure improvement projects.

Commissioner Klaassen reminded everyone that the money would be dedicated for roads and infrastructure only.

Roll Call Vote.

Ayes: Avery, Hendrick, Kellehan, Klaassen, Turner

Nays: Vandenbossche

Motion Carried

Ordinance No. 2018-005 Water & Sewer Rates – 2nd Reading

City Manager Leven stated the rate changes were as follows:

- Water increased from \$6.94 to \$7.09
- Sewer increased from \$5.50 to \$5.62

Motion by Commissioner Avery, seconded by Commissioner Kellehan, to adopt Ordinance No. 2018-005, as presented.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Kellehan, Klaassen, Turner

Nays: Hendrick

Motion Carried

Ordinance No. 2018-002 Recreational Vehicles (Amendment) – Introduction

City Manager Leven stated that Item (G) from Page 2 of the Ordinance had been removed and a special permit from the City Commission would no longer be required. She received feedback from the Police Chief who recommended that noncompliance with the Ordinance should be considered a municipal civil infraction and not a misdemeanor.

Commissioner Hendrick expressed concern about trailers that had slides expanded and suggested that language regarding trailer slides be added to the Ordinance.

Commissioner Avery stated that on Page 1 the words “permit obtained from City Commission” should be removed from the title of Section 153.56.

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to adopt the first reading of the Ordinance, as amended.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Kellehan, Klaassen, Turner

Nays: Hendrick

Motion Carried

City Attorney – TIFA Termination Plan

City Attorney Davis summarized the TIFA Termination Plan letter dated May 31, 2018 and stated the following:

- The City Commission originally sought out opinion letters regarding the process of dissolving TIFA from the City Attorney.
- The City Commission voted to dissolve TIFA effective December 15, 2018 by following the plan set forth in the letter.
- The City Commission suspended the dissolution of TIFA for approximately eight months in order to allow the TIFA Board to demonstrate, with evidence, why TIFA should continue. Mr. Davis stated that he had presented this information to TIFA as well as communicated with the attorney hired by the TIFA Board, John Staran.
- Following the plan, TIFA was requested to present to the City Commission a schedule and list of payments to be made by the Board. The allowed expenditures were listed in the letter; new expenses should not be allowed to be made or else the dissolution process would be affected.

City Manager Leven reported that a correction to the letter had been made at the June 19, 2018 TIFA Board meeting, where by, the Exterior Commercial Enhancement Grants were ten grants of \$1,000 totaling \$10,000.00 in lieu of \$2,000 per grant as stated in the letter. TIFA Board Chairperson, Craig May, was asked by the Board to contact City Attorney Davis regarding clarification of what expenditures could be made.

Finance Director/Treasurer McDonald stated that the City would not be capturing any future TIFA funds and that a calculation would be done after December 15, 2018 in order to identify the fund balances to be disbursed.

The Commission discussed the recently approved Marine City Library electronic sign by the TIFA Board.

No action was taken by the Commission.

NEW BUSINESS

Emergency Response Committee

City Manager Leven stated that previous management had worked on an Emergency Response Manual, but it was never completed. Homeland Security was working to create a manual and she said she would like to see this move forward locally. She asked for volunteers to form an Emergency Response Committee.

Motion by Commissioner Kellehan, seconded by Commissioner Hendrick, to form an Emergency Response Committee consisting of Commissioner Kellehan and other members selected by City Manager Leven. All Ayes. Motion Carried.

Metro Act Right of Way Permit Extension

Motion by Mayor Vandebosshe, seconded by Commissioner Hendrick, to approve the Metro Act Right of Way Permit Extension, as presented. All Ayes. Motion Carried.

FINANCIAL BUSINESS

2018 Tax Rate Request

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to approve the 2018 Tax Rate Request at a rate of 16.7107 for the city operating millage.

Roll Call Vote.

Ayes: Vandebossche, Avery, Hendrick, Kellehan, Klaassen, Turner

Nays: None

Motion Carried.

Resolution No. 020-2018 – Special Assessment for Delinquent Accounts

Finance Director/Treasurer McDonald praised Accounting Clerk, Michele Goodrich, for her work on updating procedures and the collection of delinquent accounts.

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to approve a Resolution authorizing the Special Assessment for Delinquent Accounts related to

Property Clean-up Invoices, Water/Sewer Construction, and Water/Sewer Accounts;
Resolution No. 020-2018.

Roll Call Vote.

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

Nays: None

Motion Carried.

Resolution No. 021-2018 – Budget Amendment

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to approve a Resolution to amend the Fiscal Year 2017/2018 Budget to adjust for changes in anticipated revenues and expenditures, as presented; Resolution No. 021-2018.

Roll Call Vote.

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

Nays: None

Motion Carried.

Resolution No. 022-2018 - Fund Transfer

Motion by Commissioner Klaassen, seconded by Commissioner Kellehan, to approve a Resolution that approves the Fund Transfers, as presented; Resolution No. 022-2018.

Roll Call Vote.

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

Nays: None

Motion Carried.

Disbursements, including Payroll - \$449,040.57

Motion by Commissioner Avery, seconded by Commissioner Klaassen, to approve total disbursements, including payroll, in the amount of \$449,040.57, as presented.

Roll Call Vote.

Ayes: Vandenbossche, Avery, Kellehan, Klaassen, Turner

Nays: Hendrick

Motion Carried.

Preliminary Financial Reports

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to accept the Preliminary Financial Statements and place them on file. All Ayes. Motion Carried.

CITY MANAGER REPORT

City Manager Leven reported on the following:

- Attended TIFA, Marine City Area Fire Authority, and SEMCOG Water Monitoring meetings.
- SEMCOG was working on a \$350,000.00 grant for riverfront communities that conducted water testing. If awarded, the City would receive \$17,000.00 in water monitoring equipment.
- Working with resident on inquiries and issues within the community.
- The vacant property on Bruce Street to be auctioned off on August 11, 2018 as part of St. Clair County's public auction. Contact would be made with neighboring properties with regard to the auction.
- 2018 Summer Tax bills to be mailed out July 2, 2018.
- Experiencing high volumes of vandalism in the City parks. Asked for residents to be vigilant and to contact the Police Department if they noticed suspicious activity.

COMMISSIONER PRIVILEGE

Commissioner Avery said that at the June 7, 2018 City Commission meeting they had accepted and filed the Zoning Ordinance Text Amendments, but he would like them to be reviewed before approval.

Commissioner Klaassen wished everyone a safe Fourth of July holiday.

Commissioner Kellehan also wished everyone a safe Fourth of July holiday.

Commissioner Hendrick announced the Old Newsboys Santa Summer Fest on July 28, 2018 at the Marine City Banquet Center and said to contact the Old Newsboys for tickets. She also said there would be a booth at Maritime Days to win the Lions Club Wagon of Cheer. She recommended that everyone read the Ordinance regarding fireworks and be respectful to neighbors and pets during the Fourth of July holiday.

Mayor Vandebossche wished everyone a good holiday and asked that fireworks be kept to a minimum during the Fourth of July.

CLOSED SESSION

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to go into Closed Session at 8:35 pm to Discuss Strategy Connected with the Negotiation of a Collective Bargaining Agreement with Employees Represented by the Police Officers Association of Michigan (POAM) MCL 15.268(C).

Roll Call Vote.

Ayes: Vanderbossche, Hendrick, Kellehan, Klaassen

Nays: Avery, Turner

Motion Carried.

OPEN SESSION

Motion by Commissioner Klaassen, seconded by Commissioner Hendrick, to go back into Open Session at 8:52 pm. All Ayes. Motion Carried.

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen to adopt and follow the strategy discussed in Closed Session.

Roll Call Vote.

Ayes: Vanderbossche, Avery, Hendrick, Kellehan, Klaassen

Nays: Turner

Motion Carried.

ADJOURNMENT

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to adjourn at 8:54 pm. All Ayes. Motion Carried.

Respectfully submitted,

Elizabeth McDonald

Elizabeth McDonald
Deputy Clerk

Kristen Baxter

Kristen Baxter
City Clerk