

**City of Marine City  
City Commission  
September 6, 2018**

A regular meeting of the Marine City Commission was held on Thursday, September 6, 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 moment of silence, the Pledge of Allegiance was led by Mayor Vandebossche.

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

**Also In Attendance: City Attorney Robert Davis**

**Absent: Commissioners Terrance Avery & Rebecca Lepley**

**Motion by Commissioner Kellehan, seconded by Commissioner Turner, to excuse Commissioners Avery and Lepley from the meeting. All Ayes. Motion Carried.**

### **Communications**

Received:

- Historical Commission Meeting Minutes – January 16, 2018
- TIFA Meeting Minutes – July 17, 2018
- Planning Commission Meeting Minutes – June 11, 2018
- Linda Gabler

Motion by Commissioner Klaassen, seconded by Commissioner Turner, to receive the Communications. All Ayes. Motion Carried.

### **Public Comment**

Chief Joe Slankster announced that the Marine City Area Fire Authority had recently been awarded two grants that would allow the fire department to update equipment and replace AED's and air packs.

Jacob Bryson, 274 N. Main, spoke in support of the upcoming road millage proposal, urging the Board and voters to approve it in November.

Mike Hilferink, 525 Woodworth, said the City needed to focus on not putting a burden on citizens, but instead increase revenue and bring in more businesses. He also made comment that the Rental Program was still not being enforced by the Code Enforcement Officer.

Louise Gibbs, 218 S. Water, commented that she had applied for approval for an outdoor café, and said that coordinating it with the Building Official/Code Enforcement Officer had been a positive experience.

Joe Moran, 710 Pleasant, advised that the City's Rental Program had been on hold due to careful review by the Planning Commission. He said that the program would be addressed at the September 10, 2018 Planning Commission meeting.

### **APPROVE AGENDA**

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

### **APPROVE MINUTES**

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to approve the City Commission Meeting Minutes of August 16, 2018, as amended. All Ayes. Motion Carried.

Motion by Commissioner Hendrick, seconded by Commissioner Kellehan, to approve the Closed Session Meeting Minutes of August 16, 2018. All Ayes. Motion Carried.

### **CONSENT AGENDA**

Presented:

- Business License – Custom Metal Works
- Tavern License – Riverplace Art Pavilion

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to accept the Consent Agenda and file.

Roll Call Vote.

Ayes: Vandenbossche, Hendrick, Kellehan, Klaassen, Turner  
Nays: None  
Motion Carried.

## **UNFINISHED BUSINESS**

### ***Safe Route to Schools***

City Manager Leven stated that the City had received notification from Tetra Tech advising that the lowest bid for the Safe Routes to School Project came in \$25,000 over the grant amount. She reported that she sent a letter to the State of Michigan requesting an increase of the grant to cover the lowest bid.

Tetra Tech is asking for approval of a contract with a budget amount of \$25,000 to provide construction engineering, construction materials testing, and inspection services necessary for the completion of the project.

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to approve the contract with Tetra Tech for the Safe Routes to School Project, not to exceed \$25,000.

Roll Call Vote.

Ayes: Vandenbossche, Hendrick, Kellehan, Klaassen, Turner  
Nays: None  
Motion Carried

### ***Road Millage***

City Manager Leven asked for feedback on a flier she created regarding the Local Road Millage Proposal that will appear on the November 6, 2018 General Election ballot.

It was decided that an informational meeting be scheduled in October so that the millage facts may be explained and questions from the public could be addressed. Notification of the public meeting will be made on the City's website, Facebook, Channel 6, and posted on the City's electronic sign and bulletin board. Fliers to be available at City offices, Marine City Library, Department of Public Works, and Washington Life Center.

## **NEW BUSINESS**

### ***Lead & Copper Rule Changes***

DPW Superintendent Itrich reported that the Michigan Department of Environmental Quality (MDEQ) had made changes to the lead and copper rules which would take effect January 1, 2019. Several of the required changes included partial lead service line replacement no longer allowed, lead lines must be replaced at a rate of 5% a year not to exceed 20 years, replacement of lead service lines containing lead or galvanized piping must be replaced, and annual reporting to the MDEQ required.

Mr. Itrich said the required updates would have a large impact on the department's budget. He said he was waiting on a final report from the State of Michigan that may amend the above requirements.

### ***Community Wayfinding Signage***

Due to the unknown status of the ferry, City Manager Leven requested approval of the signs to be purchased in the future, possibly next spring, when more information about the ferry may be available.

Motion by Commissioner Hendrick, seconded by Commissioner Kellehan, to approve the signs, not to exceed \$2,987.63, plus shipping costs.

Roll Call Vote.

Ayes: Vandenbossche, Hendrick, Kellehan, Klaassen, Turner

Nays: None

Motion Carried

### ***Ordinance No. 2018-007 Signs – Introduction/First Reading***

The following amendments are to be made to Ordinance No. 2018-007 and brought back for a second reading at the October 4, 2018 meeting:

- Under General Requirements adding a minimum of five feet of unobstructed pedestrian access along the sidewalk shall be maintained at all times
- Add language back in for temporary sign regulation
- Striking projecting signs being prohibited in Nautical District

Motion by Commissioner Turner, seconded by Commissioner Hendrick, to approve the introduction of Ordinance No. 2018-007, as amended.

Roll Call Vote.

Ayes: Vandenbossche, Hendrick, Kellehan, Klaassen, Turner

Nays: None  
Motion Carried

### ***24/7 Livestream Camera***

City Manager Leven advised that Streamtime Live had requested installation of a webcam to focus on the river and freighter traffic for their website. She said the City would be responsible for electric and internet costs for the cameras. She asked for Board approval to move forward to explore location options.

Motion by Commissioner Hendrick, seconded by Commissioner Klaassen, to allow the City Manager to move forward for location of the camera. All Ayes. Motion Carried.

### ***Roasted With Perks – Request for Outdoor Café Service***

In a letter to the City, Roasted With Perks requested approval for an Outdoor Café in front of their building.

City Manager Leven commented that their request was similar to the interim request of Blue Pike Cantina that pre-dated the new ordinance.

Commissioner Hendrick reminded them of the required five feet of clearance and recommended using benches at the tables due to the tight space between the building and the sidewalk.

Motion by Commissioner Turner, seconded by Commissioner Kellehan, to approve the Request for Outdoor Café Service for Roasted With Perks.

Roll Call Vote.

Ayes: Vandenbossche, Kellehan, Turner

Nays: Hendrick, Klaassen

Motion Carried

### ***City Manager Review***

Several evaluation forms were presented to the Board and one was chosen for the City Manager Evaluation.

City Manager Leven suggested that Department Heads also take part in the evaluation process, which was agreed upon by the Board.

Evaluations are due on October 1, 2018 and should be returned to either Commissioner Hendrick, Commissioner Kellehan, or City Clerk Baxter.

It was also decided that Commissioners Hendrick and Kellehan would compile the evaluations and bring them back to the October 18, 2018 meeting.

## **FINANCIAL BUSINESS**

### ***Disbursements***

Motion by Commissioner Klaassen, seconded by Commissioner Turner, to approve total disbursements, including payroll, in the amount of \$786,582.90, as presented.

Roll Call Vote.

Ayes:           Vandenbossche, Hendrick, Kellehan, Klaassen, Turner

Nays:           None

Motion Carried.

### ***2018 Request for Local Millage Distribution***

Motion by Commissioner Hendrick, seconded by Commissioner Kellehan, to approve the 2018 Request for Local Millage Distribution. All Ayes. Motion Carried.

## **CITY MANAGER REPORT**

City Manager Leven reported on the following:

- Attended TIFA and Historical Commission meetings
- Attended a Black Sky Simulation with Emergency Management
- Participated with visit of U.S. Senator Gary Peters
- Paving road projects almost finished
- Had a busy tax day on Tuesday, September 4<sup>th</sup>
- Met with DEQ representatives, DPW Superintendent Itrich, and Building Official Wilburn regarding complaints for docks and boat launch and what requires permits
- Had a meet and greet with County Assessor
- Met with USDA regarding grant and loan programs they offer
- Continuing to work on property disputes with City Attorney and engineer
- New phone system being installed at City Offices tomorrow; Police Department, DPW, Water Works and Waste Water Treatment Plants to follow soon
- Have filed outstanding blight cases with court

## **COMMISSIONER PRIVILEGE**

Commissioner Klaassen asked everyone to take a look at the road millage proposal that will be on the November ballot and ask yourself if you wanted roads or not.

Commissioner Kellehan commented that due to the City being understaffed, that we start asking neighbors, community members, and ourselves to start taking care of blight issues in town. She said she would like to bring awareness of what is going on in the community and have people take pride in their property.

Mayor Vandebossche thanked Chief Slankster for sharing the great news of the MCAFA receiving two grants.

## **CLOSED SESSION**

Motion by Commissioner Hendrick, seconded by Commissioner Turner, to enter into Closed Session at 8:37 pm to Review Legal Opinion Regarding Consideration of the Purchase or Lease of Real Property – MCL 15.268 (d) and (h), and to Discuss Strategy Connected with the Negotiation of a Collective Bargaining Agreement with Employees Represented by the Police Officers Association of Michigan (POAM).

Roll Call Vote.

Ayes: Vandebossche, Hendrick, Kellehan, Klaassen, Turner

Nays: None

Motion Carried

## **OPEN SESSION**

Motion by Commissioner Hendrick, seconded by Commissioner Turner, to go back into Open Session at 9:08 pm. All Ayes. Motion Carried.

Motion by Commissioner Turner, seconded by Commissioner Hendrick, to proceed with the contract between the City of Marine City and the Police Officers Association of Michigan, as discussed. All Ayes. Motion Carried.

## **ADJOURNMENT**

Motion by Commissioner Hendrick, seconded by Commissioner Turner, to adjourn at 9:10 pm. All Ayes. Motion Carried.

Respectfully submitted,

Kristen Baxter  
City Clerk