

**MINUTES  
ST. CLAIR SHORES CITY COUNCIL MEETING  
FEBRUARY 18, 2020**

Regular Meeting of the City Council, held in the Council Chambers, located at 27600 Jefferson Avenue., St. Clair Shores, Michigan.

Present: Mayor Kip C. Walby, Council Members Peter Accica, John Caron, Ron Frederick, Candice Rusie and Chris Vitale

Absent and Excused: Council Member Pete Rubino

Also Present: City Manager Matthew Coppler, Assistant City Manager William Gambill, City Clerk Mary Kotowski, Director Chris Rayes and City Attorney Robert Ihrie

**1. CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE**

Mayor Walby called the meeting to order at 7:00 p.m. Ms. Kotowski, City Clerk, called the roll, and a quorum was present. She noted Mr. Rubino asked to be excused.

**Moved by Council Member Rusie, supported by Council Member Frederick to excuse Council Member Rubino.**

Ayes: All – 6  
Absent: Rubino

The Pledge of Allegiance was recited.

**2. PROCLAMATIONS & PRESENTATIONS**

**a. Women’s Civic League Scholarships**

Sarah DeDonatis, Vice President Women’s Civic League of St. Clair Shores, announced that they have two scholarships available which all students in St. Clair Shores are eligible apply for. The information is available on their website.

**~~b. 2020 United States Census~~ Moved to the meeting of 3/2/2020**

**3. AUDIENCE PARTICIPATION ON AGENDA ITEMS (2 MINUTE TIME LIMIT) – None**

**4. BIDS/CONTRACTS/PURCHASE ORDERS - None**

**5. CONSENT AGENDA – All items listed on the consent agenda are considered to be routine and will be enacted by one motion and approved by a vote of City Council. There will be no separate discussion of the items unless the Mayor and or a Council Member so requests, in which event the item will be removed from the general order of business and considered under the last item of the Consent Agenda.**

**Moved by Council Member Caron supported by Council Member Frederick to approve the Consent Agenda items a – i as follows:**

**a. Bills**

February 6, 2020	<b>\$1,651,264.84</b>
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Resolved to approve the release of checks in the amount of \$1,651,264.84 for services rendered, of the report that is 28 pages in length, and of the grand total amount of \$1,651,264.84, \$213,778.77 went to other taxing authorities.

**b. Fees**

Resolved that the following Fees be approved as presented:

Ihrie O’Brien	<b>\$8,046.35</b>
Howard L Shifman, P.C.	<b>\$2,145.00</b>

**Item 5 (Cont'd):**

**c. Progress Payments**

Resolved that the following Progress Payments be approved as presented:

Pamar Enterprises, Inc.	\$103,216.58
Pamar Enterprises, Inc.	\$150,215.90
Granite Inliner, LLC	\$ 88,488.00
Universal Consolidates Enterprises	\$ 18,869.00

**d. Approval of Minutes**

Resolved that the following Minutes be approved as presented:

<u>Minutes</u>	<u>Meeting Date</u>
City Council Workshop	January 11, 2020

**e. Receive & File Boards, Commissions & Committee Minutes**

Resolved that the following minutes be received and filed:

<u>Minutes</u>	<u>Meeting Date</u>
Board of Review	December 10, 2019
Historical Commission	January 7, 2020
Police & Fire Health Care Trust Board	December 5, 2019
Police & Fire Pension Board	December 5, 2019

**f. Request to schedule a Public Hearing on March 16, 2020 for Michigan Department of Natural Resources Land and Water Conservation Grant Application - Kyte Monroe Improvements**  
Resolved to schedule a Public Hearing on March 16, 2020 for the Michigan Department of Natural Resources Land and Water Conservation Grant Application – Kyte Monroe Improvements.

**g. Request by Lake Shore, Lakeview, South Lake, L'Anse Creuse, Macomb Intermediate school districts and Macomb Community College to levy 100% of their 2020 tax levy on July 1, 2020**  
Resolved that the City levy 100% of the 2020 school taxes on the Summer Tax bill for Lake Shore, Lakeview, South Lake, L'Anse Creuse, Macomb Intermediate school districts and Macomb Community College as presented.

**h. Request to deny the claim of Harper Management LLC vs City of St. Clair Shores and refer to the City Attorney for response**  
Resolved to deny the claim of Harper Management LLC vs City of St. Clair Shores and refer to the City Attorney for response.

**i. Request to schedule a Public Hearing on April 6, 2020 for State Drinking Water Revolving Fund Program Application**  
Resolved to schedule a Public Hearing on April 6, 2020 for the State Drinking Water Revolving Fund Program Application.

Ayes: All – 6  
Absent: Rubino

**6. UPDATES AND FOLLOW-UPS FROM COUNCIL MEETING**

- **Apportionment Study** – An email was sent out to Council with that information.
- **Water Meter Issue** – We have reached out to this resident. We have found that there is an ongoing issue with the batteries in these meters, and we are working on it. Most are still under warranty. When the warranty runs out, we will pay for these replacements. The MTU cost is between \$80 - \$120 each.
- **Shady Lane/Rear Drain** – Staff has gone out to talk with both residents. We are waiting to hear back from them.
- **St. Margaret Street Property** – There was a court hearing on February 11<sup>th</sup>. There is still an issue with one of the banks involved.
- **Jefferson/Water over the Road** – We are working with Lakeshore Senior Living on installing a pump station.
- **Lead Service Line Event** – This was a well-represented event. Our team is doing a great job on this project. We have had 120 agreements returned to us. The blank agreement is available on the City website.

## **7. COMMENTS BY INDIVIDUAL COUNCIL MEMBERS**

**Council Member Frederick** made several Library announcements.

**Council Member Vitale** asked if the City regulates driveway approaches for businesses. The Shores Shopping Center driveway approach on the 13 Mile side is in disrepair and needs to be addressed.

He brought up a resident concern regarding an area at Larchmont and Grant where water is coming up through the cement.

He sent an email regarding Dollar General earlier this week and hopes there will be a response to that.

**Council Member Accica** said a resident on Old 8 Mile Road would like police to patrol that area.

The Shorewood Kiwanis need help contacting Kroger's to use that parking lot for the Harper Cruise. Mr. Rayes will provide contact information to the Kiwanis.

**Council Member Rusie** spoke about their first Sign Ordinance Committee meeting. They are looking at contract neutrality. The revised ordinance will be brought to Council when it is ready.

She asked what the Macomb County Animal Control contract indicates regarding an injured raccoon.

Mr. Coppler is working on our alternatives for animal control.

Ms. Rusie asked when the Jefferson patching will begin again. Mr. Rayes said it will begin in April if weather permits.

**Council Member Caron** announced upcoming events for Relay for Life Eastside and the Memorial Day Parade.

He spoke about how residents can report street lights that are out. He has reported 16 of them already.

He would like administration to check with DTE regarding converting the major street lighting to LED.

The meeting regarding the lead line replacements went very well. Staff is doing a good job.

He asked when the sewer project next to City Hall will be completed. Mr. Rayes said the storm sewer pipe work is done. There is still some work that needs to be done to the seawall. It should be done by May.

The Blossom Heath building improvements are moving along. There will be a ribbon cutting/event hopefully May 16<sup>th</sup>.

Mayor Walby said there will also be ribbon cutting ceremonies this spring for the Axe Memorial, the St. Gertrude field and the new pavilions at Veterans Memorial Park.

Mr. Caron expressed concern about a possible failure of the area at Veterans Memorial Park along the beach at the northern corner about 3-4 feet away from the walkway. He would like administration to look at this area.

He asked Ms. Koto to clean up the language on the proposed ordinance for selling seasonal products.

He is happy with the budget software implementation.

He asked how the road construction on I-94 scheduled for 2021 will fit in with the road construction on Harper between 8 Mile and 11 Mile.

Mr. Coppler will look into this.

Mr. Caron congratulated Lakeview High School swimmer Aidan Boldt. He won county titles in two events. He also set a new county record in the 200 freestyle.

## **8. CITY MANAGER'S REPORT**

There will be a meeting on March 26, 2020 at the Senior Center with the U.S. Army Corps of Engineers and the county to discuss the high lake water level. Also, we will be adding a page to the City website with information regarding the high water.

**9. AUDIENCE PARTICIPATION (5 MINUTE TIME LIMIT) - None**

**10. MAYOR'S COMMENTS -**

Mayor Walby said they are predicting the lake water to be higher this year than last year. He talked about sand and sandbags being available and where they are located.

He asked Ms. Kotowski to talk about the upcoming election. She noted our absentee ballots have doubled from four years ago. The Clerk's Office will be open the Saturday before the election from 8 a.m. to 4 p.m.

Mayor Walby spoke about the Athletics Hall of Fame Induction Banquet which is on Sunday, March 8, 2020, at Blossom Heath.

**11. REQUEST TO MEET IN CLOSED SESSION AS PERMITTED BY STATE STATUTE MCLA 15.268, SECTION 8 (e) MILLER MARINA V CITY OF ST. CLAIR SHORES AND HARPER MANAGEMENT LLC V CITY OF ST. CLAIR SHORES**

**Moved by Council Member Caron, supported by Council Member Frederick to enter Closed Session as permitted by State Statute MCLA 15.268, Section 8 (e) Miller Marina v City of St. Clair Shores and Harper Management LLC v City of St. Clair Shores at 8:00 p.m.**

Roll Call Vote

Ayes: All – 6

Absent: Rubino

**Moved by Council Member Caron, supported by Council Member Frederick to return to Open Session at 8:43 p.m.**

Ayes: All – 6

Absent: Rubino

**12. ADJOURNMENT**

**Moved by Council Member Rusie, supported by Council Member Accica to adjourn at 8:44 p.m.**

Ayes: All – 6

Absent: Rubino

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KIP C. WALBY, MAYOR

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MARY A. KOTOWSKI, CITY CLERK

(THE PRECEDING MINUTES ARE A SYNOPSIS OF A CITY COUNCIL MEETING AND DO NOT REPRESENT A VERBATIM RECORD).