

**MINUTES
ST. CLAIR SHORES CITY COUNCIL MEETING
DECEMBER 20, 2010**

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

Present: Mayor Hison, Council Members Frederick, McFadyen, Rubello, Rubino and Walby

Absent & Excused: Council Member Rusie

Also Present: City Manager Hughes, City Clerk Kotowski, Directors Babcock, Koto, Rayes and City Attorney Ihrie

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

Mayor Hison called the meeting to order at 7:00 p.m. Ms. Kotowski, City Clerk, called the roll with a quorum present and noted that Ms. Rusie asked to be excused.

Motion by McFadyen, seconded by Frederick to excuse Ms. Rusie from tonight's meeting.

Ayes: All – 6

Absent: Rusie

Mayor Hison asked the present members of the Boy Scouts Troop 1984 to lead the Pledge of Allegiance. The Pledge of Allegiance was recited by those in attendance. Mayor Hison thanked Nathan Casler and his brother, Carl Moran and Nathan Jackson for being present to receive their citizen merit badges.

Mayor Hison noted that item 6 has been removed from this evening's agenda.

Mr. Hughes provided a summary and an explanation for the unanticipated disruption in water on December 17, 2010. The City purchases the drinking water from the City of Detroit; Detroit pumps the water on a daily basis through underground pipes. The water is delivered into two main valves, one at the north end of the City and one at the south end. Under normal circumstances, the City can run with one valve without any problems; it is not uncommon to have one of the valves shut off. About a week ago, the City of Detroit notified DPW that they would shut the south end valve on Wednesday, December 15, 2010 for 24 hours to conduct testing. At the north end of the City, the Harper Water Main project is ongoing. On Friday, the work necessitated the valve at 14 Mile and Harper to be shut down. However, the City of Detroit failed to turn on the valve at the south end of the City on Thursday, as promised. Because both pressure points were turned off, residents and businesses experienced low water pressure or disruption in water. By 10:00 a.m. on Friday, the valve was reopened and by 11:00 a.m., every part of the City had normal water pressure.

The State of Michigan has a set of standards that indicates when a municipality has water pressure lower than 20 pounds per square inch, that municipality must issue a boil water alert and send water samples to a certified lab. The City used a certified lab in Detroit with an 18 hour turn around time. Saturday morning the results came back negative, were sent to the State for verification and the boil water alert was lifted.

In terms of financial loss to the City, the overtime incurred due to this incident is a total of five hours of clerical overtime for two employees who stayed after hours to answer the phones. There was no equipment or materials needed for the occurrence.

Mayor Hison apologized for any inconvenience, but testing of the water had to be done for the safety of our community. This has been a lesson learned and the issue will be addressed so this type of circumstance will not happen again.

Mr. Rubello suggested implementing a warning system to notify the businesses that serve food/drinks in the City. Mr. Hughes responded there is a system in place. When a boil water alert is in effect, the Macomb County Health Department notifies all the food establishments in the City to no longer use the soda machine or tap water. All businesses were notified.

Mr. Frederick inquired about the water tank at 10 Mile and Harper and if operational at the time, it would have avoided this situation. The tank would have stored an adequate water supply to avoid this. The pump station building will be delivered in early January and be up and running in February 2011.

2. PRESENTATION BY METRO EAST CHAMBER OF COMMERCE AND HABA OF THE 2010 "PEOPLE'S CHOICE LIGHT THE CITY" AWARD WINNERS

Mr. Blair Gilbert, President of HABA, presented the first place award of the 2010 People's Choice Light the City to Tonya Hibdon, Ship to Shore, and the second place award to Tim Focht, Tim's Bike Shop.

Mr. Gilbert stated the goal of the contest was to decorate businesses to light up the City.

Mayor Hison congratulated both winners.

3. AUDIENCE PARTICIPATION ON AGENDA ITEMS (2 MINUTE TIME LIMIT)

Jim Goodfellow, St. Clair Shores resident, agenda items 7b and 4. Mr. Goodfellow raised his concerns about the NSP real estate service to be awarded to a Southfield company. Agenda item 4, he asked Council to approve the liquor license to a business that will be investing over \$500,000 in the City and provide jobs. He wished everyone a Merry Christmas.

Nicole Bammel, St. Clair Shores resident, agenda item 7b. Ms. Bammel talked about Mario Como's realty business and his professional service. She compared the Southfield realtors and Real Estate One and asked Council to shop the Shores.

Chuck Hall, St. Clair Shores resident, agenda items 5 and 7b. Mr. Hall was glad there will be activity at Blossom Heath Park. He hopes that the conditions he brought up at the park will be addressed. For the real estate services, he would like to see the contract awarded to a local realtor who has invested in our community and has great knowledge of St. Clair Shores.

Patrick Biange, St. Clair Shores resident, agenda item 4. Mr. Biange talked about the policy regarding liquor licenses. The business meets all parts of the policy and it can't be denied based on an inexistent policy.

4. REQUEST FROM CITY COUNCIL MEMBERS TO REINTRODUCE THE REQUEST FOR APPROVAL BY SATCHELS, LLC FOR A NEW CLASS C LIQUOR LICENSE WITH SUNDAY SALES, DANCE, ENTERTAINMENT AND OUTDOOR SERVICE FOR A NEW RESTAURANT TO BE LOCATED AT 24530 JEFFERSON BUILDING F (FROM THE 12/06/2010 MEETING)

Mr. Ihrie stated that at the last meeting, the vote for this item was a 3/3 vote, which in fact does not approve or denies the contract. The motion failed. There has been some interest to bring back the item before Council; according to Roger's Rules, if Council wants to reconsider a vote that was taken, it should be done by a motion to reconsider during the same meeting made by the prevailing side. Because the vote was 3/3, technically there was no prevailing side and tonight a renewal of the motion can be made from either side.

Mr. Rubino expressed his concern about giving away an expensive liquor license and then selling the license out of the City. He wanted to place conditions on the license so it can not leave the City.

Mr. Ihrie explained that quota licenses can not be sold out of the City. A requirement of a quota license approval is to enter into an agreement with the City noting that if a business ceases to operate for more than 90 days, the license will be returned to the LCC and go back in the quota licenses bank that could be issued in the City. The license can only be transferred to another operation within the City, and the new owner would have to come before Council for approval and enter into the same agreement. The goal of the amended liquor license ordinance was to keep businesses and licenses with the City. Mr. LeFevre has been advised of this agreement and fully understands the policy.

Mr. Rubello stated he was wrong at the last meeting and received new information since then; he is now aware that the \$2,500 administrative fee is for all nine quota licenses available in the City (never issued). He was under the assumption that six out of the nine licenses could be sold for market value. He was concerned with being fair to smaller businesses that are already established in the City.

Mr. Frederick apologized for not being here at the last meeting to save some time in the approval process. He inquired about putting something in the clause of the agreement because this will be a seasonal business and the restaurant might be closed for more than 90 days.

Mr. Walby stated he voted against Mr. LeFevre and made the wrong decision; he is here to make it right.

4. REQUEST FOR APPROVAL BY SACHELS, LLC FOR A NEW CLASS C LIQUOR LICENSE cont'd.

Motion by McFadyen, seconded by Frederick to approve the request for a new Class C Liquor License with Sunday Sales, Dance, Entertainment and Outdoor Service for a new restaurant to be located at 24530 Jefferson Building F, St. Clair Shores Michigan 48080, Macomb County, to Satchels, LLC be APPROVED "above all others" and that it is the consensus of the legislative body that this application be RECOMMENDED for issuance, and that Mr. LeFevre, on behalf of Satchels, LLC, shall enter into an agreement with the City of St. Clair Shores, pursuant of City's policy, to not allow the transfer of the liquor license outside of the City.

Ayes: All – 6
Absent: Rusie

Mr. LeFevre thanked Mayor and Council for the reconsideration and expressed his excitement to work in this community.

5. REQUEST FROM HENRY FORD HEALTH SYSTEM TO HOLD A TRIATHLON AT BLOSSOM HEATH PARK ON JULY 16, 2011, 7:00 A.M. TO 11:00 A.M.

Ms. Marianne Beach, manager of the Henry Ford Health System, presented their request to hold a first time triathlon in St. Clair Shores with a starting point at Blossom Heath Park on July 16, 2011 starting at 7:00 a.m.

The event will be available to participants 13 years of age and older. This is a beginner's triathlon with kayaking, running and cycling. A company will rent kayaks to people that do not bring their own. Another professional company will be hired to manage the event.

Ms. Lynda Charow, resident of St. Clair Shores and event organizer, explained that Blossom Heath Park is very compatible for a triathlon and because of the foreseen water quality issues due to high E. coli levels during the summer, the registration forms will acknowledge and waive any liability issues. Volunteers will be available to help people get out of the kayaks.

Ms. Charow added that no roads will be closed. One lane on Jefferson will be used for single-file riding.

Mr. Hughes stated he met with the Parks and Recreation Director, the Police Department, City Clerk and event host, and administration was comfortable approving the event. Eight police officers will be required to help with the general safety of the participants and the citizens. The organizers are aware of the estimated cost of \$2,240 and will reimburse the City for Police Department overtime costs.

Ms. Beach handed out an updated report of economic impact of triathlons based on Dr. Daniel Stynes research of Michigan State University. Ms. Charow will supply training classes before the event and hopefully that will have a positive impact on the local businesses providing equipment for the race.

Mr. Walby inquired if the triathlon is geared for first timers or experienced athletes. This is an adventure triathlon that is flexible to accommodate beginners.

Ms. Beach advised that she's been in touch with the legal department regarding the insurance and they are working on providing that certificate to the City.

Mayor Hison talked about the audience that will watch the event. The audience has to be accounted for when planning the event for traffic, parking, etc.

Ms. Charow mentioned there will not be a separate fee to enter the park, aside from the registration fee. A goodie bag will be provided for the participants, in which participating vendors' flyers will be included.

Mayor Hison suggested filming a Cable program prior to the event being held.

Motion by McFadyen, seconded by Rubello to approve the request from Henry Ford Health System to hold a Triathlon at Blossom Heath Park on July 16, 2011, 7:00 a.m. to 11:00 a.m., subject to naming the City as an additional insured on their event liability insurance, e providing the event application waiver/release form to the St. Clair Shores City Attorney for review prior to distribution of the application/release, the bikers/runs to use the curb lane for the race, also subject to other municipalities' approval of the event, and the event host to reimburse the City for the Police Department overtime costs.

Ayes: All – 6
Absent: Rusie

6. REQUEST FOR ADOPTION OF A RESOLUTION APPOINTING A MULTI JURISDICTIONAL MAGISTRATE

7. BIDS/CONTRACTS/PURCHASE ORDERS

a. Request to purchase 4 In Car Video Recording Systems

Sergeant Pietrzak noted the Police Department is replacing four old recording systems that are currently not under a maintenance contract. The maintenance program costs \$850 each per year. L-3 Mobile-Vision, Inc. is a sole source provider for cameras with the software needed to operate. The Police Department has \$17,904 in JAG Grant money from August. The grant is specifically geared toward replacing car video cameras. Total cost for replacing the four cameras is \$19,235. Adequate funds are available to cover the difference of \$1,331 in the budget.

Mr. Ihrie explained that the equipment provided by L-3 Mobile-Vision is the only equipment compatible with the software used by the Police Department; they are a sole source vendor and that is why the purchase order was not bid out.

Motion by McFadyen, seconded by Frederick to approve the purchase order and award bid to L3 Mobile-Vision, Inc for \$19, 235 for 4 in car video cameras.

Ayes: All – 6
Absent: Rusie

b. Request to award contract for Real Estate Services to sell NSP properties (bids opened 11/9/10) to be reconsidered from the 12/6/10 meeting

Mr. Rubino stated that defining the low bidder really depends on the situation and the sale price. Mr. Rubino argued that Real Estate One is the low bidder across the board for homes priced under \$50,000, while above \$50,000 depends on the price and number sold. Real Estate One greatly qualifies for this service.

Mr. Ihrie noted that under our own ordinance, the City does not have to go with the low bidder or even have to bid out professional services. However, the State mandates bidding out the project and selecting the low bidder. If we choose to not go with the lowest bidders, justification must accompany the motion. Mr. Ihrie recommended if going with a different company, that the reasons include: proximity and time requirement to get to a client or home, community knowledge, and that the actual low bidder may differ depending on different scenarios and prices. He added that the mere reason should not be because their location is St. Clair Shores. The location might give credibility to the other reasons.

Mayor Hison noted that the project administrator recommended McNeal Obrien as the lowest bidder.

It was noted that bids came in on November 9, 2010 and McNeal O'Brien was the lowest bidder, meeting all the qualifications indicated in the specifications. When bids are posted on MITN, they are submitted to companies nation wide.

Mr. Rubello noted he would be abstaining from voting due to business relationships.

Mr. Walby stated it is hard to make a decision without an idea of what the homes may sell at.

Ms. Koto pointed out that the difference between all the bidders would be between \$300 and \$600. The carrying costs, such as heat, electricity, maintenance, can greatly exceed that amount if the homes are not sold.

Motion by Rubino, seconded by Walby to award the contract for Real Estate Services, to sell NSP Properties to Real Estate One based on proximity and time requirement to get to a client or home, local knowledge, ability to give efficient service, the actual low bidder differs depending on different scenarios, lower carrying cost and the time in which they might sell the home.

A roll call vote was taken.
Ayes: Rubino, Walby, Frederick, McFadyen
Nay: Hison
Abstain: Rubello
Absent: Rusie

7. BIDS/CONTRACTS/PURCHASE ORDERS cont'd.

c. Request to approve contract with DTE for lighting improvements between 13 Mile and Masonic Avenue

Mr. Rayes stated that at the last Council meeting, Council approved the cost sharing agreement between the Macomb County Road Commission, Clinton Township and St. Clair Shores for resurfacing Harper Avenue between 13 Mile and 15 Mile. Clinton Township does not have the funds available to enter the agreement, and the County agreed to cover the entire cost of the project; both our share and Clinton Township's share. The project was budgeted at \$350,000; there will be some cost that the City might pick up during construction. These are Act 51 tax dollars and can not be put back in the general fund, and therefore new projects will be evaluated. Mayor Hison added the project will include the Fisher Drive intersection. He commended the Road Commission for picking up the entire cost.

Tonight's proposal is to upgrade the lighting on Harper Avenue, from 13 Mile Road to Masonic. This is the last section of lighting on Harper that is the original system. The work includes removing the wood poles from 13 Mile to Share and replacing them with underground feed poles that match the area south of 13 Mile (\$33,509.67). The fixtures from Share to Masonic, which are currently mounted to the poles, support DTE's Primary Power line and would be removed (Mercury Vapor) and fitted with new (High Pressure Sodium) fixture heads.

Motion by Walby, seconded by Frederick to approve a contract with DTE for lighting improvements between 13 Mile and Masonic Avenue, with a cost of \$33,509.67 and authorize execution of the Standard Agreement for Municipal Street Lighting.

Ayes: All – 6
Absent: Rusie

8. 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.

Motion by Rubello, seconded by Walby to approve the Consent Agenda items a – f as presented, which include the following:

a. Bills

December 20, 2010 \$2,647,391.84

To approve the release of checks in the amount of \$2,647,391.84, of the report that is 22 pages in length and of the grand total amount of \$2,647,391.84, \$198,363.89 went to other taxing authorities.

b. Fees

**Roumell & Lange \$ 5,274.69
Ihrle & O'Brien \$ 10,176.00**

To approve the above attorney payments to Roumell & Lange and Ihrle & O'Brien subject to audit.

c. Progress Payments

**Posen Construction \$145,603.01
Tiseo Brothers, Inc. \$ 16,029.88
Tiseo Brothers, Inc. \$430,163.73**

To approve the above progress payments, subject to audit.

d. Approval of Minutes

To approve the following minutes:

<u>Minutes</u>	<u>Meeting Date</u>
City Council	December 6, 2010
City Council Study Session	December 13, 2010

8. CONSENT AGENDA cont'd.

e. Receive & File Boards, Commissions & Committee Minutes

To receive and file the following minutes:

Minutes

Fence Arbitration
 Historical Commission
 Older Person's Advisory Committee
 Water Resources and Advisory Board
 Waterfront Environmental Committee

Meeting Date

October 20, 2010
 November 2, 2010
 October 21, 2010
 November 2, 2010
 November 16, 2010

f. To appoint the following Council Liaisons to City Boards, Commissions and Committees

Board/Commission/Committee	Voting/Non-voting	Meeting Days	2010-11
Animal Ordinance Committee	Voting alternate	Upon petition request	Rusie
Beautification Commission	Non-voting	2 nd Wed - 7:00 pm	Rubello
Building/Property Maintenance Board of Appeals	Voting	2 nd Tues - 3:30 pm Upon petition request	Rubino
Communications Commission	Voting	2 nd Wed - 6:30 pm	Frederick
Computer Committee	Voting	Meets as needed	Hison
Cool Cities Committee	Voting	2 nd Wed - 7:00 pm	Rusie
Council Sub-Committee on Boards, Commissions and Committees	3 Voting 1 Alternate	4 th Tues - 7:00 pm	Walby – Chair Frederick, Rusie Rubino – Alt.
Cultural Committee	Non-voting	2 nd Wed - 6:00 pm	Rubino
Dog Park Committee	Non-voting	1 st Thurs - 6:30 pm	Rubello
Economic Development Corp.	Voting	Upon petition request	Hison
Fence Arbitration Committee	Voting	3 rd Wed - 2:00 pm	Hison
General Employees Pension Board	Voting	3 rd Tues - 3:30 pm	Hison, Rubino
General Retirees Health Care Investment Board	Voting	3 rd Tues Quarterly – 2:00 pm	Hison
Golf Course Committee	Voting	3 rd Tues - 10:30 am	Hison
Historical Commission	Non-voting	1 st Tues - 7:00 pm	Rubello
Housing Board of Appeals	Voting	Upon petition request	Rubino
Library Board	Non-voting	3 rd Thurs - 9:30 am	McFadyen
Michigan Municipal League Representatives	Voting		Frederick Rusie – Alter.
Mayor's Advisory Panel	Voting	Meets as needed	Hison, Walby
Minimum Standards	Voting	Upon petition request	Hison, Walby
Older Persons Advisory Committee	Non-voting	3 rd Thurs - 6:0 pm	Rubello
Parks & Recreation Commission	Voting	2 nd Thurs - 7:00 pm	Frederick
Police & Fire Pension Board	Voting	Last Thurs - 4:00 pm	Rusie
St. Clair Shores Memorial Day Parade Committee	2 Non-voting	Meets as needed	Rubello Rusie
SEMCOG	Voting		Hison
SMDA & SEMSD	1 Voting, 1 Alternate		Hison Walby – Alter.
Sign Arbitration Committee	Voting alternate	4 th Thurs - 9:00 am	Walby
TIFA and Brownfield Redevelopment Authority	1 Voting 1 Voting Liaison	3 rd Thurs Quarterly - 7 pm	Walby Rusie
Waterfront Environmental	Non-voting	3 rd Tues - 6:30 pm	Rubello

Ayes: All – 6
 Absent: Rusie

9. UPDATES AND FOLLOW-UPS FROM COUNCIL MEETING

- **PCB's** – Mr. Hughes noted he will bring forth an update in January after he hears from EPA about the 2011 master plan.
- **Harper Water Main** – The contractor has finished from Masonic to Recreation. They will continue to work north towards 14 Mile Road.
- **Waste Management** – Mr. Hughes stated that Waste Management prepared a corrective action report regarding the concerns about quality of service and consistency of those issues. Another issue was the time our Communications Director spent answering questions regarding Waste Management. 70% of her job is being the point of contact for many citizen questions, including Waste Management related questions. The other 30% of her job is communication services. Along with their bid, Waste Management submitted a document to use a call center based in Wixom for customer service. The City is paying for that service and it is not the intention to duplicate the service. Effective January 1, 2011, Mr. Hughes asked the citizens to help us and to address concerns/questions to the call center at 800-796-9696, 866-797-9018, or miohcustomerservice@wm.com. The call center is open Monday through Friday from 7:30 a.m. to 5:30 p.m. In addition, a public education campaign will be conducted at the beginning of the year. The City is ultimately responsible for Waste Management's performance, and if a complaint has not been address, the City Manager needs to know.

Mr. Rubino was concerned that we won't be able to hear the complaints if the calls go directly to Waste Management. Mr. Hughes responded that all calls are logged at the call center and if residents feel their issue has not been addressed correctly, the City will hear about it.

Mr. Hughes talked about the City's Facebook page and asked residents to not post complaints that require corrective action. Facebook was never intended to be the first place to request service; the City does not have a person to monitor Facebook for complaints and address them. The City is structured to received complaints or concerns by phone, email or hotline.

10. COMMENTS BY INDIVIDUAL COUNCILPERSONS

Council Member Rubino inquired whether businesses on Harper can receive grants for exterior improvements like the City of Center Line just received.

Mr. Rubino requested administration to advertise temporary/seasonal employment opportunities to make them available to everyone. Mr. Hughes concurred that it will be in effect immediately.

Mr. Rubino asked Mr. Ihrie to explain what happened legally with the previous DPW Director. Mr. Ihrie has not been involved in the case, therefore he presented only what he knew. Criminal offenses are different than civil offenses. Neither the City Council nor administration had any type of control over the case. The City was involved only as a complaint witness. Former DPW Director pled guilty to a felony offense of misconduct in office. Pursuant to Section 771, this means that the sentence will be deferred for a period of eleven months. During the deferral period, the Court lays out conditions that must be met by the defendant. If the conditions are met, the matter will be reduced to a misdemeanor. The plea agreement appears to be a normal plea agreement for a first time offender in a similar situation. The sentence will be in early February and Mr. Ihrie's understanding is that restitution will be ordered to make the City whole.

Mr. Rubino wished a Merry Christmas and a happy new year to everyone.

Council Member McFadyen wished the community a very safe and happy holiday season.

Council Member Walby requested the City to provide a letter or resolution to the new County Executive to push for regional authority with the Detroit Water and Sewer Department. Approximately four million users are from outside of Detroit, and representation is not equal. Mr. Walby wished everyone a Merry Christmas and a happy new year.

Council Member Frederick asked if there are other venues, such as SEMCOG, to pursue class action on the indictments in Detroit regarding the DWSD.

Mr. Frederick congratulated the swim girls division II and III for all three high schools and encouraged donations for the holiday seasons through the various organizations available.

10. COMMENTS BY INDIVIDUAL COUNCILPERSONS cont'd.

Mr. Frederick talked about his health incident and thanked Eliza Ahearn and Ken Podolski for being there to help. He also thanked everyone for the cards and visits and for voting proposal 2, which allowed keeping engine 1 in service that came for his rescue. Mr. Frederick wished a healthy and Merry Christmas and a happy new year.

Council Member Rubello looked into collaborating services with other cities and suggested picking some ideas from business friendly cities, such as Madison Heights. Mr. Hughes noted that he has regular meetings with our neighboring City Managers and he is a member of the Michigan City Manager Association from where he receives routine communication at the state level.

Mr. Rubello asked the City Attorney to provide feedback on the Sign Ordinance amendments before the next meeting.

He asked whether the City has an ordinance for dumpsters and large trash bins that people keep on their property for a great period of time. Mr. Rayes responded there is no specific regulation of the time limit; it depends on the purpose of the dumpster. Only if they are placed in the roadway, City's permission is required. If the dumpster blocks traffic, the City goes out and asks them to move it.

Mr. Rubello inquired what can be done to expedite the permit issuance process. Mr. Rayes suggested having the business or home owner come in and talk to the City before starting the work to go over requirements and restrictions.

Mr. Rubello announced upcoming events and wished everyone Happy Holidays.

Mayor Hison stated the first budget study session will be January 10, 2011 at 7:00 p.m. He wished everyone a Merry Christmas and a happy and healthy new year.

11. CITY MANAGER'S REPORT

Mr. Hughes announced the upcoming Study Session scheduled on January 10, 2011 at 7:00 p.m. He reminded residents that City Offices will be closed December 23 and 24 and the following week on December 30 and 31.

He talked about his first year as the City Manager and his gratefulness for the trust placed in him for holding the position. He wished everyone a Merry Christmas.

12. AUDIENCE PARTICIPATION (5 MINUTE TIME LIMIT)

James Victory, St. Clair Shores resident, wished everyone a Merry Christmas and a happy new year, and commended Mr. Hughes for an outstanding job his first year.

Chris Vitale, St. Clair Shores resident, spoke on behalf of the STRAW group, and asked Mr. Ihrie if the plea deal of Curt Dumas is a done deal. Mr. Ihrie stated he doesn't know but his sentence is in February. Mr. Vitale asked Council to pass a resolution asking Judge Miller to reject the plea. Mr. Vitale read a letter that will be sent to Judge Miller on behalf of the Shores Taxpayers and Residents Against Waste committee. He argued that a misdemeanor doesn't send the right message to not have to go through a similar occurrence.

Chuck Hall, St. Clair Shores resident, suggested implementing an emergency siren for the water issue so residents can identify the alert. Mr. Hall raised his concerns regarding the solicitation ordinance and talked about an energy company that bangs on doors in the dark. He is against solicitation in the dark.

Anthony Forlini, Harrison Township resident, introduced himself as the new State Representative elect for St. Clair Shores and Harrison Township and looks forward to working together with the community. He wished everyone a Merry Christmas and a happy new year. Mayor Hison congratulated Mr. Forlini on his win and expressed his anticipation of working together.

Ellen Dunn, St. Clair Shores resident, invited everyone to the second annual Martin Luther King Jr. Celebration to take place January 17, 2011 from 4:00 p.m. to 5:30 p.m. at the Senior Activity Center.

Patrick Biange, St. Clair Shores resident, talked about the upcoming budget and his confidence that it will be balanced. He gave ideas on future use of surpluses. Mr. Biange looked at the number of complains compared to the service numbers, and noted that Waste Management is doing a great job.

Joseph Backus, St. Clair Shores resident, thanked Mayor and Council for their work through a rough 2010.

13. ADJOURNMENT

Motion by McFadyen, seconded by Walby to adjourn at 10:17 p.m.

Ayes: All – 6
Absent: Rusie

ROBERT A HISON, MAYOR

MARY A. KOTOWSKI, CITY CLERK