

**MINUTES
ST. CLAIR SHORES CITY COUNCIL MEETING
August 6, 2012**

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

Present: Mayor Walby, Council Members Caron, Frederick, Rubino, Rusie, Tiseo, and Vitale

Also Present: City Manager Hughes, City Clerk Kotowski, Director Rayes, Director Esler, Director Babcock and City Attorney Albright

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 roll with a quorum present. The Pledge of Allegiance was recited by those in attendance.

2. PROCLAMATIONS & PRESENTATIONS

a. Veterans Memorial Park Donation

Mayor Walby introduced Fred Maloof, owner of Maloof Jewelry. Mayor Walby explained that as a child he went to the A&P Store with his grandmother, and when they closed, Fred Maloof moved into that site. Mayor Walby stated that Mr. Maloof is the largest benefactor that the City has ever had. He has made many donations to various programs throughout the City, and has blessed anyone he has come in to contact with. Mr. Maloof would like to leave a great memorial to the City. He would like to donate \$248,326.00 for the Maloof Family Pavilion at Veterans Memorial Park. This will be a lasting legacy from Mr. Maloof to the City of St. Clair Shores.

Mr. Maloof thanked everyone and stated he appreciates that this town is his home. Mr. Esler, Director of Parks and Recreation, stated that Mr. Maloof has been a special friend to the Parks and Recreation Department. He is leaving his mark on St. Clair Shores, and has blessed so many people. Mayor Walby thanked Mr. Maloof for his generosity.

b. Proclamation to Shorewood Kiwanis for the 2012 Parade

Mayor Walby presented a "Spirit of Patriotism" plaque to Peter McGinnis, representative of the Shorewood Kiwanis. It reads "A special "Spirit of Patriotism" plaque is presented to Shorewood Kiwanis for going above and beyond the call of duty. This additional award has been authorized by the 2012 Memorial Day Parade judging staff and purchased by an anonymous donor. It is in recognition of the support Shorewood Kiwanis has provided to the Memorial Day Parade and the City of St. Clair Shores. On the morning of the parade, Shorewood Kiwanis hosted a welcoming breakfast for our honored guests, the U.S. Navy Band. This service club spared no expense to introduce our distinguished guests from Great Lakes, Illinois to some good old fashioned St. Clair Shores hospitality. The members of the NAVY band unanimously decreed that their welcome to the City of St. Clair Shores was the best they had ever received.

Shorewood Kiwanis has been a leading service organization in St. Clair Shores since 1959. The proud sponsor of the Harper Charity Cruise, their entry into the 2012 Memorial Day Parade was entitled "Honoring Our Heroes". It was a combination of patriotism and cruising. Using a variety of vehicles, the members of Shorewood Kiwanis honored ten veterans from three wars. These veterans, many having limited mobility, were chauffeured in style down the parade route in classic cars. Specially made signs were posted on the cars recognizing each veteran for his or her military service. This extra effort was made to show respect to these honored veterans during their ride in the Memorial Day parade. This extra appreciation also made this a truly Memorial Day for each and every one of them. Congratulations to Shorewood Kiwanis for displaying the true spirit of patriotism on Memorial Day 2012."

Mr. McGinnis stated that the Harper Charity Cruise will be held on Wednesday, August 29, 2012, from 5:00 to 9:00 p.m.

c. Presentation by Lac Ste Claire Art Committee

i) Presentation of Local Artist Work to City

Elizabeth Munger presented a series on lighthouse pictures to be donated to the City and displayed at City Buildings. The new Miss Teen St. Clair Shores, Hannah Dell, and her little sister, Jenna Dell, our Miss St Clair Shores presented the pictures. Ms. Munger explained that the Art Fair is a major fundraiser for scholarship programs.

ii) Request for Approval of Lac Ste Claire Art Fair at Veterans Memorial Park September 14 (set up day), 15 and 16, 2012 from 10:00 a.m. to 5:00 p.m. Daily

Elizabeth Munger explained this is the 25th Annual Lac Ste Claire fine Art Fair to be held at Veterans Memorial Park on September 14 (set up), 15 and 16, 2012 from 10:00 a.m. to 5:00 p.m. daily. She added that the Art Fair benefits the Miss St. Clair Shores Scholarship Program. Ms. Munger introduced Dave Martin, who has been with the program for 50 years, and presented a check for \$1,000 to the City for the Parks and Recreation Department to do work at Memorial park.

Council Member Rusie stated a correction to the Certificate of Liability Insurance Form where it states "Pageant Site" needs to be specified.

Motion by Frederick, seconded by Rubino to approve the request from the Lac Ste Claire Fine Arts Committee to hold their 25th Annual Lac Ste Claire Fine Art Fair at Veterans Memorial park on September 14 (set up), 15 and 16 from 10:00 a.m. to 5 p.m. daily, subject to a revision to their Certificate of Liability Insurance.

Ayes: All - 7

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

Jim Goodfellow, resident of St. Clair Shores, spoke regarding Item 8a, Foreclosed Property at 29722 Rosebriar, and 8b, Home on 21908 Alger. He stated in reading *The Connection Newspaper* he is concerned that one property is losing over \$20,000. He asked if anyone is taking any accountability for this loss. Mr. Goodfellow stated that Councilmembers Tiseo and Vitale will be overseeing this program, and asked if any residents will be involved.

Gene Meyer, resident of St. Clair Shores, spoke regarding Item 7a, Award Bid for Senior Center Restrooms. He stated he was here to represent the Older Persons Advisory Committee. Mr. Meyer stated more room is needed in the Senior Center Restrooms. The restrooms get very crowded because so many people go there now. More and more people are retiring earlier and this creates the need for additional space.

4. REQUEST FOR SITE PLAN APPROVAL FOR A PROPOSED NEW RESTAURANT AND BOAT STORAGE BUILDING AT 24200 JEFFERSON, REPRESENTED BY RICHARD WALKOWIAK, CASE #PPC120013

Mr. Robert Lighthouse, Jr., the petitioner's attorney, explained that this will be a family type restaurant and will not serve alcohol.

Mr. Rayes explained the applicant is requesting Site Plan approval in the Central Lakefront Development District to construct a new restaurant and boat storage building at 24200 Jefferson Avenue. This case is considered a site plan approval because the petitioner is proposing a new development on a parcel less than one acre. The applicant is proposing a family type restaurant with a total square footage of 3,840 and a seating capacity of 164. The proposed business hours will be from 7:00 a.m. to 2:00 a.m. There is no liquor license at this time. Mr. Lighthouse stated that the facility will be located on the corner of Jefferson and Blackburn (east side of Jefferson).

Council Member Caron stated the dumpster is at the far back end of the parking lot, and asked if there was any way that it could be moved closer to the building. Mr. Rayes replied that it can be worked out but thinks it was put there for a closer dumpster pick up. Mr. Caron also stated that the Emerald City sign is right up against the building. Mr. Rayes replied it will be adjusted.

Council Member Rusie asked if a variance could be granted to have white brick on the building. Mr. Rayes replied a variance could not be granted for the white brick, as nautical theme is in the ordinance. The striped awning was in the revised city ordinance and should have been removed as a condition.

Site Plan Approval 24200 Jefferson (cont'd)

Council Member Frederick stated there will be 15 boats in the storage building, and asked how many stacks that would be. Mr. Rayes replied there would probably be three stacks. .

Council Member Tiseo asked if the Emerald City sign could be shared. Mr. Rayes replied that would be up to the owner of Emerald City.

Motion by Rubino, seconded by Rusie to approve the request for site plan approval for a proposed new restaurant and boat storage building located at 24200 Jefferson, PPC120013, subject to: 1) Proposed parking areas are required to be paved and drained to meet City ordinances, 2) All lighting must be the St. Clair Shores standard nautical lighting and must be shielded, 3) Proposed materials for the storage building must be submitted to the Planning Department for final approval, 4) Brick color for the restaurant should be in the red-brown family in conformance with ordinances, 5) All buildings must be at least 60 feet from the center line of Jefferson Avenue, 6) Hours of operation from 7:00 a.m. to 2:00 a.m.

Ayes: All - 7

5. REQUEST FOR APPROVAL OF A DANCE/ENTERTAINMENT PERMIT FOR THE NEW 2012 CLASS C LICENSED BUSINESS W.L. MARCHIORI CATERING CO., INC., AT ASSUMPTION CULTURAL CENTER, ST. CLAIR SHORES

Tony Marchiori, petitioner, stated that the MLCC investigator informed Mr. Marchiori that he needed to apply for a Dance Permit and Entertainment Permit, which requires Council's approval, Sunday Sales AM and Catering Permit.

Motion by Caron, seconded by Tiseo that the application from W.L. Marchiori Catering Co., Inc, and the permits for Dance and Entertainment located at Assumption Greek Orthodox Community Center at 21800 Marter Road in St. Clair Shores, Michigan, Macomb County, be approved and it is the consensus of the legislative body that it recommends this application be considered for approval by the Michigan Liquor Control Commission.

Ayes: All - 7

6. REQUEST FROM COUNCIL MEMBERS FOR CONSIDERATION OF A PROPOSAL TO RENEW THE 2-YEAR MORATORIUM ON COMMERCIAL MASONRY WALL REQUIREMENTS

Mr. Hughes explained that at the Council Meeting held on July 19, 2010, Council voted to extend the commercial masonry wall requirement for a period of two years for businesses on a current listing, and allow for new applicants a two year waiver of the wall installation from the date of the application except for new construction. That two year period is now up, and Council is proposing to renew the two year moratorium on commercial masonry wall requirements.

Mr. Rayes advised there are 33 properties that would be affected should the moratorium be allowed to expire.

Council Member Rusie explained that this was a request of former Council Member Rubello from two years ago, hopefully allowing the economy to rebound. It was agreed upon with the intention to revisit this request after two years. Ms. Rusie added that there have been some improvements, but the economy has not rebounded. Ms. Rusie stated she would like to give the businesses some relief for at least one more year.

Mr. Rayes stated that if the property is in total disrepair, the City can force the business owner to put a wall up immediately. Pat O'Brien's bought the property to the right of them with a wall that is in total disrepair.

Council Member Caron stated that there were 18 properties that the moratorium applied to two years ago, and now there are 33. In addition, when there is a transfer of property, or a new Certificate of Occupancy, that automatically puts them on the list.

Council Member Rubino asked if the fence can be repaired on the property that Pat O'Brien's purchased. Mr. Rayes replied that the fence is beyond repair. The property was once owned by the owners of the Gourmet House and there may be problems in the future.

Moratorium Masonry Wall Requirements (cont'd)

Council Member Vitale stated the moratorium went from 18 to 33 properties, and will probably be higher next year because of the economy. He asked if there is there a way we can do some sort of escrow for when the moratorium ends. Mr. Rayes replied that we have done that in the moratorium bonds. Mayor Walby suggested sending a letter to those people telling them that they may have to put up a wall in the future. Mr. Rayes stated the problem is that they are not all expiring at the same time. The properties were all bought at different times, but he stated he will send a letter to those expiring now.

Mr. Hughes stated that if this is approved tonight, a letter will be sent to those 33 properties.

Council Member Tiseo asked who will make the decision on which ones have to be replaced.

Council Member Frederick asked if everyone gets an extra year, or is a year added to everyone on the list no matter what the date is. Mr. Rayes replied it is his understanding that it is an additional year from expiration.

Council Member Frederick stated that he would like to revisit the part of the requirements where it mentions monolithic walls. It seems that there are rat problems with the monolithic walls. Also, when a wall abuts the driveway, it is almost impossible to get out of your car.

Council Member Rusie stated she would like to give Pat O'Brien's a choice to repair the fence versus replacing it.

Council Member Caron wanted to insure that the ordinance applies to landowner and/or business owner; it is one and the same.

Council Member Vitale stated he would like to see the temporary fence be organic or something similar that rats can't chew through like PVC or a timber like type of material.

Council Member Tiseo asked who will make the decision if a fence is in disrepair. Mr. Rayes replied that the Community Development Department has already made that decision.

Motion by Rusie, seconded by Rubino to approve an extension to the commercial masonry wall requirement for one year for businesses on the current listing to be reviewed in one year, and allow for new applicants a one year waiver of the wall installation from the date of the application except for new construction and give CDI the flexibility to work with Pat O'Brien's regarding wall replacement vs. repair .

Ayes: All - 7

7. BIDS/CONTRACTS/PURCHASE ORDERS

a. Award Bid for Senior Center Restrooms (bid opened 7/24/12)

Jason Arlow, AEW representative and. Community Services Director Rayes explained that staff was directed by City Council to explore adding showers and renovating the toilet rooms at the Senior Center. The revised plan includes adding two showers in each toilet room for the seniors to use in conjunction with the Fitness Center. The bid was broken down to allow the option to add the showers only or to completely renovate both toilet rooms. Additional work was necessary because the bathrooms do not meet ADA requirements. Because this project is funded by federal dollars, this issue had to be addressed as well.

Mayor Walby asked where the funds were coming from for this project. Mr. Rayes replied the funds would come from the Community Development Block Grant Fund. Last year \$97,000 was regenerated in program income.

Council Member Rubino asked if the City budgeted \$50,000 for this project. Mayor Walby responded that he didn't think anything was budgeted.

Council Member Rubino questioned if 100% of the funds would come out of the CDBG fund. Mr. Rayes responded that it would be totally funded by old CDBG funds.

Council Member Rusie stated there are also ADA issues with this project. Most of them are clearances for wheelchair accessibility.

Council Member Rusie asked when the last time was that any work was done to these bathrooms. Mr. Rayes

Bids/Contracts/Purchase Orders (cont'd)

replied it was probably in the 1970's when they were originally part of racquetball areas.

Council Member Vitale suggested in place of putting in drop ceilings and dropping the mechanicals, is to remove ceiling and paint. Mr. Rayes responded that painting would not change the pricing significantly.

Council Member Frederick stated this renovation is desperately needed. Mr. Rayes stated work will begin in a couple of weeks and take about eight weeks to finish.

Motion by Frederick, seconded by Rusie to approve the request to award the bid for Senior Center Restrooms to Bernco, Inc., in the base bid amount of \$90,500.00

Ayes: All - 7

b. Award Bid for DPW Vehicle Purchases

Mr. Babcock, DPW Director, explained that the DPW Motor Pool is requesting to purchase the fiscal year 2012/2013 budgeted vehicles for water, sewer and streets using the Oakland County Bid Cooperative Purchasing Program pricing. The cooperative program solicits vehicle and truck equipment bids on an annual basis, and we have found that their prices are lower than what we are able to find locally. This year's bid was awarded to Red Holman Pontiac GMC in Westland.

Mr. Babcock explained they plan to replace three dump trucks and will be reimbursed from the Water Meter Program.

Council Member Rubino stated he doesn't understand why these trucks cannot be repaired if they only have 45,000 miles on them. Mr. Babcock responded that the vehicles are not heavy duty and cannot keep being repaired. One dump truck won't go in reverse and the other vehicle has rusted beds.

Mr. Hughes added that he went out and visited this vehicle. A dump truck that has 40,000 miles on it is a lot of wear and tear. It is not cost effective to repair a 12-year old vehicle.

Council Member Vitale asked to have better notes the next time a truck is being replaced. He added that the prices on the trucks are pretty good. He questioned purchasing lockable covers for the truck beds as theft is a concern.

Council Member Frederick asked if the flashing lights, radios, GPS, and other equipment purchases were coming out of the same budget. He also asked Mr. Babcock what he was doing with the old trucks. Mr. Babcock replied the trucks will be taken to an auction facility in Redford.

Council Member Caron stated he will abstain from voting as he works for General Motors.

Council Member Rusie stated she would like to see more information before voting on this item.

Motion by Frederick, seconded by Tiseo to award purchase of DPW vehicles to Red Holman Buick GMC, 35100 Ford Road, Westland, MI 48185, in the amount of \$263,154.00, for vehicles for Water, Sewer and Streets, from the Oakland County Cooperative Purchasing Program.

Ayes: Frederick, Tiseo, Rubino, Walby

Nays: Rusie, Vitale

Abstain: Caron

c. Award Bid for Motor Pool Vehicle Lift Purchase

Mr. Hughes stated that the Motor Pool Department is requesting to replace an existing 1982 vehicle lift that is unsafe due to broken locking mechanisms. The new lift would be a 4--post drive-on lift with 15,000 pound vehicle capacity.

Council Member Caron asked Mr. Babcock if he did a check on the repair for a swing arm. He replied he did but the parts are not available.

b. Award Bid for DPW Vehicle Purchases, cont'd

Motion by Vitale, seconded by Frederick to award the purchase of a DPW Motor Pool vehicle lift to the lowest bidder, All Automotive, Inc., in the amount of \$10,995.00.

Ayes: All – 7

8. REQUEST TO CONSIDER AMENDED SALES CONDITIONS FOR:

a. Foreclosed Property at 29722 Rosebriar

Mr. Rayes stated both of these homes were sales.

Mr. Hughes stated there have been questions raised about two City owned properties, and he stated that the City does hire firms to cut the grass and to take care of rodents.

Mr. Rayes explained that staff received information from Realty Executives that the bank's appraisal came back at \$90,000. The sale price was \$95,000, with \$2,000 in concessions from the owner. The buyer is requesting a revised agreement for \$90,000, with no concessions from the owner. The profit will be approximately \$19,000.

Mr. Hughes stated that to be able to break even is good, to profit is better.

Motion by Rubino, seconded by Rusie to approve the request to consider amended sales conditions for 29722 Rosebriar in the amount of \$90,000.00.

Ayes: All - 7

b. Home on 21908 Alger

Mr. Rayes explained that staff received information from Goosen Realty that this house was appraised at \$63,000, versus the sale price of \$67,000. The buyers are requesting that we reduce the price to the appraised amount to proceed with the closing. They claim they have no additional funding available to make up the difference.

Motion by, Frederick seconded by Tiseo to approve the request for amended sales conditions for 21908 Alger in the amount of \$63,000.00.

Ayes: All - 7

9. 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 Rubino, seconded by Caron to approve the Consent Agenda items a – f, which include the following:

a. Bills

July 26, 2012	\$5,039,553.14
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b. Fees – None

c. Progress Payments

Tiseo Brothers, Inc.	\$ 5,017.31
Tiseo Brothers, Inc.	3,984.24
Posen Construction, Inc.	33,535.80
Carr's Outdoor Services, Inc.	6,191.06
R.S. Contracting, Inc.	19,743.28

d. Approval of Minutes -None

Consent Agenda (cont'd)

e. Receive & File Boards, Commissions & Committee Minutes

To receive and file the following minutes:

<u>Minutes</u>	<u>Meeting Date</u>
Cultural Committee	June 13, 2012
Fence Arbitration	June 20, 2012
Golf Course Committee	May 15, 2012
Library Board	June 22, 2012
Planning Commission	June 26, 2012
Police & Fire Pension Board	May 31, 2012
Police & Fire Retiree Health Care Trust Board	May 31, 2012
Zoning Board of Appeals	June 7, 2012

f. Receive and Deny Claim of Rahsaan L. Thedford vs. City of St. Clair Shores and Refer to City Attorney

10. UPDATES AND FOLLOW-UPS FROM COUNCIL MEETING

Citgo gas station Mr. Hughes stated that Mr. Ihrle is looking into the CITGO gas station, and this will be discussed at the next City Council Meeting.

Laukel Street Mr. Hughes stated that improvements are being implemented; fencing on a City owned lot has been installed, trees have been worked on, and there has been a site visit with DTE in which they identified requested placement of street lights.

Robeson Street fence Mr. Hughes stated a resident who lives on Robeson has a problem with residents cutting through the golf course. The City is working on fence placement.

There have been complaints about cars parked on the corner of Martin by Harper. The City Attorney has spoken with the owner and this will be monitored.

Shock Street There was a complaint about illegally placed garbage on Shock Street. It was removed by the resident before the City could respond.

Louise Street Storm Drain Mayor Walby stated there have been issues regarding a storm drain on Louise Street. The City is working on a resolution.

11. COMMENTS BY INDIVIDUAL COUNCILPERSONS

Council Member Vitale stated a resident called him to mention that some residents put their trash out early on the weekend. He responded that the City now has a Code Enforcement Officer working on Saturday.

Mr. Vitale stated he has reviewed properties acquired in foreclosure on Elmira and Deziel Streets. They are both City owned properties and both have long grass.

Council Member Vitale stated there is a resident who lives behind the Meijer store where the berm borders Violet Street. There has been a lot of brush cut down but it looks like a water retention spot for parking. He is unsure if it is in Roseville or St. Clair Shores.

Mr. Vitale stated he has received complaints about the weeds being three feet tall at the Dollar General Store on Twelve Mile and Little Mack. Mr. Rayes replied that Dollar General will be moving into the old Manzella's Fruit Market soon, and he will find out if the old Dollar General will be a tear down or renovation.

Council Member Caron congratulated Linda Charrow on the Shorepointe Triathlon. He also thanked Lt. Lambert and all the officers for keeping the bikers safe.

Council Comments (cont'd)

Mr. Caron announced there will be new member classes soon for the dog park. Classes have to be attended before you can take your dog to the park.

Mr. Caron stated that the winners of the Beautification Awards have been chosen, and will be announced at the second Council Meeting in September.

Council Member Caron stated that the first kickoff conference call with Civic Plus was today. They will be doing the City website and all contracts are settled. The timeline for our new website to be operational is January 31, 2013. The City needs to provide content.

Mr. Caron thanked Chapoton Market for redoing the outside of their building, and also AAA Party Store for refacing their building.

Council Member Caron reminded everyone that tomorrow is Election Day.

Council Member Rusie stated there will be a Senior Center trip to the Titanic Exhibit at the Henry Ford Museum on August 22, 2012. Call 445-0996 for more information.

The Cultural Commission is having a Fine Art Show at Jefferson Yacht Club on August 9 from 6:00 to 9:00 p.m.

Council Member Rubino stated that the Grecian Table was remodeled and someone issued them a ticket and he wants to know why. He doesn't understand why a business would be issued a ticket when they are trying to keep their building looking good. Mr. Rayes replied he thought they were issued a violation in not keeping in line with the Harper Avenue overlay. He will look into it.

Council Member Rubino asked if someone put cold patch on the pavers in the Nautical Mile on Jefferson. Mr. Rayes replied that because of extreme heat, the road expanded and crushed the pavers. Cold patch had to be used temporarily. He stated he is working with AEW.

Mr. Hughes stated that he met with the contractor in July and walked sections of the Nautical Mile. Some of the metal grates have been raised. Some of the roots from trees are expanding and pushing up the metal grates. There is one tree paver in particular north of Fresard. Either the grates can be removed or the inner ring has to be cut out to make the hole larger. Mr. Hughes thought TIFA should be contacted to ask them to cover the cost of repair, but Mr. Rayes stated he is planning on using major road funds.

Council Member Rubino stated that Shores Shopping Center has become very dirty with a lot of debris. He requested Code Enforcement be notified.

Mr. Rubino stated he saw a large pool of blood and paper towel somewhere near the front of a business. He questioned who to call with a problem like this. The City Manager replied to either call the Community Development Department or the City Manager's Office.

Mr. Rubino stated there are a lot of goose droppings at Memorial Park. He noticed on Facebook that a resident had written something about the City of Rochester using swan decoys for the same problem.

Council Member Tiseo stated he had a good time at the Special Needs Golf Outing. Mr. Tiseo wished a happy birthday to his wife.

Council Member Frederick congratulated Linda Charrow for a great triathlon.

There will be an all day block party on August 14 at the Library. Also, on August 21 a free film festival will be held at 10:00 a.m., 2:00 p.m. and 6:30 p.m.

Mr. Frederick stated that Wally's Ice Cream now has the cement poured. Also, there will be an upcoming fundraiser for Wigs for Kids at the Barrister Gardens. Go to Maggie@wigs4kids.org for additional information.

Mr. Frederick thanked the Department of Public Works for doing a great job of tree trimming in the City.

12. CITY MANAGER'S REPORT - NONE

There was no report.

13. AUDIENCE PARTICIPATION (5 MINUTE TIME LIMIT)

Chuck Hall, resident of St. Clair Shores, stated he emailed Mayor and Council regarding the Shell Gas Station property at 9 Mile and Jefferson. Whoever cleaned the property left pallets, a children's pool and other debris.

Mr. Hall stated that a month ago he asked about transformer pads, and was told that they did not require a rat wall, yet in other locations, rats are burrowing under transformer pads. He asked that Mayor and Council look into this problem.

Mr. Hall stated that there is some sort of electrical conduit that comes out of the ground of the pavers on Nautical Mile. There were cones placed over them, but the cones are disappearing and people are catching their bikes on the wires.

Debbie Nowicki, resident of St. Clair Shores asked how City can get involved in school districts with regard to consolidation. She thinks that school of choice is not a good thing for our City. She has voiced her opinion with the School Board and would like to see this be a people's choice by placing it on a ballot. Ms. Nowicki suggested looking into a Community Center such as Warren has.

Mr. Frank Maiorano resident of St. Clair Shores stated he asked the bidding criteria on the NSP homes to be looked into and he never received an answer.

Mr. David Deacon, resident of St. Clair Shores, invited everyone to the property adjacent to Bethel Baptist Church on August 19 at 6:30 p.m. It is located on Little Mack between 9 and 10 Mile Roads. Dr. Lou Sterword, a horse whisperer, is scheduled to appear there.

Mr. Deacon stated it took him 22 months to enter this country legally and get a green card. Now the government is allowing people who are here illegally to receive benefits from the government that we are all paying for, thus allowing 3% of this country's population to take away our freedom. Tomorrow we have an opportunity to right this ship.

Donald Lobsinger, resident of St. Clair Shores, stated that Obama is taking this country to its doom. He would like Mayor and Council to issue a public declaration regarding the exclusive union of one man and one woman.

Mr. Ralph Kosal, resident of St. Clair Shores, is upset over the blight in the City and holds the Manager and Community Services Director accountable.

Jamie Victory, resident of St. Clair Shores stated he still has his car, White Lightning, but recently purchased a 2000 Firebird Trans Am, which he has named White Thunder.

Mr. Marlin Eberhart, resident of St. Clair Shores, stated that his lot is the only one that doesn't have a fence at the end of his property. Mayor Walby replied that they are aware of the problem, and the fence will be put up in two weeks.

Ms. Sarah Rosemal, resident of St. Clair Shores, asked everyone to show support for a 17-year old diagnosed with brain cancer. His name is Zach Howell, and pies will be sold at the Fine Art Fair to benefit the Zach Howell Fund.

Miss Hanna Dell, Miss Teen St. Clair Shores, stated she is excited to partake in all the upcoming events.

14. MAYOR'S COMMENTS

Mayor Walby thanked Fred Maloof for his generous donation to Veterans Memorial Park.

He attended the Special Needs Golf Outing and had a great time.

New development update-The Red Olive Restaurant will take over the Blockbuster facility in the Laukel/Harper area.

Mayor Walby stated someone notified him that Hodell's Bakery received an award for 2012 which was listed in the Macomb Daily Newspaper. The Mayor congratulated the Bakery on an excellent job.

The Mayor stated the City's garbage contract is up July 1, 2013, and there are several options available. One would be to join with other cities. This will be looked into by a subcommittee consisting of Bryan Babcock Ben Hughes, Ronald Fredrick and John Caron.

15. ADJOURNMENT

Motion by Rubino, seconded by Rusie to adjourn at 9:40 p.m.

All – 7

KIP C. WALBY, MAYOR

MARY A. KOTOWSKI, CITY CLERK

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