



# A G E N D A

## CITY COMMISSION MEETING

Monday, March 15, 2010

7:00 PM

1. Call to Order.
2. Pledge of Allegiance.  
  
Denice Mullins will sing the National Anthem.
3. Roll Call.
4. Announcement, Acknowledgments, and Communications and Reports.
5. Adoption of Agenda.
6. Public Comments.
7. Administrative Response to Issues or Questions Raised During Previous Meetings.
8. Approval of Minutes.
9. General Business
  - 9-A - Approval to Conduct a Carnival at Gibraltar Trade Center North.
  - 9-B - Request Approval to Enter into an Agreement with the Michian Department of Transportation for the Resurfacing of South Main and Rathbone Street.
  - 9-C - Approve Purchases and Payment of Invoices.
10. Consent Agenda
  - 10-A - Appointments to Boards, Committees and Commissions.
  - 10-B - Second Reading and Adoption of an Amendment to the Mount Clemens Special Events Ordinance.

10-C - Second Reading and Adoption of an Amendment to the Mount Clemens Sign Ordinance.

10-D - Second Reading and Adoption of an Amendment to the Mount Clemens Nuisance Ordinance.

10-E - Request Permission for the East Macomb County CROP Walk Committee to hold the 23rd Annual CROP Walk on Sunday, May 2, 2010.

10-F - Request Approval to Send Correspondence to Congressional Representatives and Vice President Biden Regarding the National Broadband Plan.

10-G - Approval of a Resolution Supporting the Submission of a Grant Application for the Mount Clemens Train Depot.

11. City Manager's Report.
12. Commissioners' Comments.
13. Executive Session
  - a. Personnel Matter.
  - b. To Consider the Acquisition of Real Property.
14. Adjournment.

The City of Mount Clemens will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting/hearing upon one week-notice to the City of Mount Clemens. Individuals with disabilities requiring auxiliary aids should contact the City of Mount Clemens by writing or calling the following:

City Clerk's Office  
One Crocker Boulevard  
Mount Clemens, Michigan 48043  
586.469.6818, Extension 310  
911 - TDD

**EXPLANATION OF AGENDA – March 15, 2010**

**Agenda Item No. 9-A**

**Approval to Conduct a Carnival at Gibraltar Trade Center North**

An application was received from W. G. Wade Shows, Inc., to hold a carnival at Gibraltar Trade Center North from May 20, 2010 through May 31, 2010.

Ordinances require City Commission approval before permits can be issued. The issuance of the permit would be subject to final approval by the Fire Inspector and Building Department. The fee for this license is \$100.00 per day.

**SUBMITTED BY:** Lynne Kennedy, City Clerk

**RECOMMENDED MOTION:** To approve the request by W. G. Wade Shows, Inc., to conduct a carnival at Gibraltar Trade Center North, subject to final approval by the Fire Inspector and Building Department.

**EXPLANATION OF AGENDA – March 15, 2010**

**Agenda Item No. 9-B**

**Request Approval to Enter into an Agreement with the Michigan Department of Transportation for the Resurfacing of South Main and Rathbone Street**

Enclosed, for your review, is the American Recovery Reinvestment Act contract along with a municipal resolution for the resurfacing of South Main and Rathbone Street.

This is a contractual document between the Michigan Department of Transportation (MDOT) and the City of Mount Clemens which outlines the performance of the project and the project costs. MDOT has received bids and based on the bid amounts, it is expected that federal funds shall be applied to 100% of the project costs and it is anticipated that the City will have no financial obligations for these projects. Please be advised that this contract has been reviewed by the City Attorney.

The attached resolution is necessary in order to specifically name the officials who are authorized to sign the said contract.

**SUBMITTED BY:** Jeffrey D. Wood, Public Services Director

**RECOMMENDED MOTION:** To adopt the resolution and approve the contract between the Michigan Department of Transportation and the City of Mount Clemens for the resurfacing of South Main and Rathbone Street, MDOT Contract No. 10-5106, as presented; and to authorize the City Manager and the Public Services Director to sign and enter into the agreement.

**EXPLANATION OF AGENDA – March 15, 2010**

**Agenda Item No. 9-C**

**APPROVE PURCHASES AND PAYMENT OF INVOICES**

VENDOR (PURCHASES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1.H2O Utility Services 2198 N. Sycamore Burton, MI 48509	Installation of Replacement Water Meters	Water-Utilities Fund/ Transmission/ Contractual Services	591-53704-818000	\$35.00/R-900 \$43.50/E-coder \$46.50/1” meter \$195.00/1-1/2” meter \$200.00/2” meter	\$38,616.80
2.Green Meadows Landscape 43630 Utica Road Sterling Heights, MI 48314	Estimated annual Requirement of Lawn Spraying City Sites	Various	Various	\$3,933.39	Various
3. Supply Den, Inc. 1837 Enterprise Drive Rochester Hills, MI 48309	Estimated annual Requirement of Janitorial Supplies	General Fund/ Building Maintenance/ Janitorial Supplies	101-26500-777000 (Majority)	\$6,132.52 (Majority in 2010-0211 Fiscal Year)	\$3,157.59
4.Bell Equipment Company 78 Northpointe Drive Lake Orion, MI 48359	Estimated annual Requirement of Street Sweeper Parts	Motor Pool Fund/ Department of Public Services/ Replacement Parts	661-44100-784000	\$10,028.03	\$21,829.14
5. Environmental Quality Company 2701 North I-94 Service Drive Ypsilanti, MI 48198	Sanitary Sewer TV and Cleaning	Sewer-Utilities Fund/ Catch Basins/ Contractual Services	590-53705-818000	\$8,719.00	\$31,596.12

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. Tyler Technologies, Inc. P.O. Box 678168 Dallas, TX 75267	Munis Forms; Direct Deposit and Special Assessment	General Fund/ Purchasing/ Printing and Binding	101-23300-904000	\$1,575.71	\$1,881.94
2. Kramer & Murray, P.C. Ruggirello, Velardo, Novara & Ver Beek, P.C. 65 Southbound Gratiot Mount Clemens, MI 48043	Legal Services For the month of February, 2010	General Fund/ Legal Services/ Legal Fees	101-26600-826000	\$11,339.31	\$44,507.28
		General Fund/ Legal Services/ Legal Fees-Labor	101-26600-826001	\$525.00	\$12,607.50

**SUBMITTED BY:** Marilyn Dluge, Finance Director/Treasurer

**RECOMMENDED MOTION:** Approve purchases and payment of invoices as presented.

**EXPLANATION OF CONSENT AGENDA – March 15, 2010**

**Agenda Item No. 10-B**

**Second Reading and Adoption of an Amendment to the Mount Clemens Special Events Ordinance**

As discussed in a previous work session, staff is recommending a minor change to both the Special Events Ordinance and the Sign Ordinance which will allow City Commission approval of all signs for special events. Prior to this amendment, the Special Events Ordinance only allowed for banner signs and signs placed in conformity with the Sign Ordinance.

**SUBMITTED BY:**

Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:**

Approve the second reading and adoption of the amendment to the Mount Clemens Special Events Ordinance, section 21.307.

**EXPLANATION OF CONSENT AGENDA – March 15, 2010**

**Agenda Item No. 10-C**

**Second Reading and Adoption of an Amendment to the Mount Clemens Sign Ordinance**

As discussed in a previous work session, staff is recommending a minor change to both the Special Events Ordinance and the Sign Ordinance which will allow City Commission approval of all signs for special events. Prior to this amendment, the Sign Ordinance did not specifically address special events signage.

**SUBMITTED BY:** Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:** Approve the second reading and adoption of the amendment to the Mount Clemens Sign Ordinance, section 12.275 (13) (g).

**EXPLANATION OF CONSENT AGENDA - March 15, 2010**

**Agenda Item No. 10-D**

**Second Reading and Adoption of an Amendment to the Mount Clemens Nuisance Ordinance**

As discussed in a previous work session, staff is recommending a change to the Nuisance Ordinance regarding the removal of noxious weeds. The proposed change will clarify the notice requirements before the City of Mount Clemens or its contractor can abate noxious weeds.

**SUBMITTED BY:** Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:** Approve the second reading and adoption of amendments to the Mount Clemens Nuisance Ordinance, sections 35.005 and 35.006.

**EXPLANATION OF CONSENT AGENDA – March 15, 2010**

**Agenda Item No. 10-E**

**Request Permission for the East Macomb County CROP Walk Committee to hold the 23rd Annual CROP Walk on Sunday, May 2, 2010**

The East Macomb County CROP Walk Committee is requesting permission to hold the 23rd Annual Crop Walk on Sunday, May 2, 2010. The route for the walk will begin at 1:45 p.m. at the First Presbyterian Church. A map of the proposed route is attached. Participants will walk along the sidewalks so no street closures will be required.

Event organizers have committed to providing the required insurance documentation and will meet with the Sheriff's Office to confirm the route. No additional City services are required and no concerns have been expressed over this event.

**SUBMITTED BY:** Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:** Move to grant permission to the East Macomb County CROP Walk Committee to hold the 23rd Annual CROP Walk on Sunday, May 2, 2010.

**EXPLANATION OF CONSENT AGENDA – March 15, 2010**

**Agenda Item No. 10-F**

**Request Approval to Send Correspondence to Congressional Representatives and Vice President Biden Regarding the National Broadband Plan**

The Federal Communications Commission is considering the establishment of federal standards that would limit compensation for use of any public property by communications companies. These standards may also invalidate any fees that are inconsistent with the new federal standard. The National Association of Telecommunications Officers and Advisors (NATOA) and the Michigan Municipal League (MML) are requesting that local government officials communicate that the immediate effect of any such action will be to force many communities to incur additional harmful budget cuts and further employee layoffs. These actions are being considered as part of the National Broadband Plan. If approved, the attached correspondence will be sent to all congressional representatives and Vice President Biden, as requested by NATOA and the MML.

**SUBMITTED BY:** Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:** Authorize administration to send correspondence to Congressional Representatives and Vice President Biden regarding the proposed changes to the National Broadband Plan.

**EXPLANATION OF CONSENT AGENDA – March 15, 2010**

**Agenda Item No. 10-G**

**Approval of a Resolution Supporting the Submission of a Grant Application for the Mount Clemens Train Depot**

As a Certified Local Government, the City of Mount Clemens is eligible to apply for grant funding through the Michigan State Historic Preservation Office / Michigan State Housing Development Authority. Lois Ulintz from the Mount Clemens Historic District Commission is preparing the grant application on behalf of the City. The City is requesting \$18,000 in funding to repair and restore the brick work at the Mount Clemens Train Depot. The City will be required to provide a \$12,000 match. Match money will come from Community Development Block Grant funding and in-kind services. The total project cost is anticipated to be \$30,000.

**SUBMITTED BY:**

Bonnie M. McInerney, Director  
Community Development Department

**RECOMMENDED MOTION:**

Approve the resolution supporting the submission of a grant application for the Mount Clemens Train Depot.

## **EXPLANATION OF AGENDA – March 15, 2010**

**TO:** The Honorable Mayor Barb Dempsey and  
All City Commissioners

**FROM:** Douglas C. Anderson, City Manager

**DATE:** March 11, 2010

**RE:** Report from the City Manager's Office

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1. City Commission Meetings: Please be advised that we do not have a work session scheduled for Monday, March 15, 2010. The Regular City Commission meeting will begin at 7 p.m.
2. Budget Process: The proposed 2010/2011 fiscal year budgets will be distributed to all City Commissioners the week of March 29, 2010.
3. Reminder: City offices will be closed on Friday, April 2, 2010, in observance of Good Friday. Refuse pickup will run on schedule the week of March 29<sup>th</sup> and for the entire month of April. Compost pickup begins the week of March 29<sup>th</sup>.
4. Energy Audit: In October, 2009, we enrolled in the Rebuild Michigan Program through the State of Michigan Department of Energy, Labor & Economic Growth. As part of the enrollment, the State reviews our energy use at no charge, conducts an energy audit walk-through of each building, and provides a written report with recommendations on potential savings. A Department of Energy representative conducted the walk-through of all of the buildings on Friday, March 5, 2010. We will share the reports with you once we receive them.
5. Vaccination Clinic: The Macomb County Animal Shelter will be sponsoring a dog and cat vaccination drive on Saturday, March 27, 2010, from 10 a.m. until 2 p.m. Vaccinations will be \$10 for both dogs and cats. Please have your dog on a leash and your cat in a carrier when you arrive. The shelter is located at 21417 Dunham Road. For more information, please call 586-469-5115.
6. 2010 Census: Census Day is April 1, 2010. Please urge all residents to complete their Census form quickly and accurately to help ensure that Mount Clemens receives its fair share of government resources.