



# A G E N D A

## CITY COMMISSION MEETING

Monday, August 17, 2009

7:00 PM

1. Call to Order.
2. Pledge of Allegiance.
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 - Request Adoption of Resolution to Revoke the Obsolete Property Rehabilitation Exemption Certificate for 67 Cass Avenue.
  - 9-B - Request Approval to Extend the Bizarre Bazaar Flea Market through October and to Hold a Bizarre Bazaar on Friday, August 21, 2009.
  - 9-C - Approve Purchases and Payment of Invoices.
10. Consent Agenda
  - 10-A - Request Approval to Hold the 18th Annual ArtParty.
  - 10-B - City Commission Approval of the FY 2010 Purchase of Service (POS) Contract between SMART and the City of Mount Clemens for the Mount Clemens Dial-A-Ride.

11. City Manager's Report.
12. Commissioners' Comments.
13. Executive Session
  - a. To Discuss the City Manager Performance Evaluation. The Executive Session has been requested by the City Manager.
  - b. To Consult with Attorney Regarding Pending Litigation.
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 – August 17, 2009**

**Request Adoption of Resolution to Revoke the Obsolete Property Rehabilitation Exemption Certificate for 67 Cass Avenue**

City Assessor Nancy Strehl has had several conversations with the State of Michigan regarding the status of the Obsolete Property Rehabilitation Exemption Certificate for the property located at 67 Cass Avenue. The State has recommended that the City, pursuant to the provisions of MCL 125.2792, revoke the Obsolete Property Rehabilitation Exemption Certificate, as completion of the rehabilitation has not occurred within the time approved.

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

**RECOMMENDED MOTION:** Adopt the attached Resolution revoking the Obsolete Property Rehabilitation Exemption Certificate of 67 Cass Avenue.

## **EXPLANATION OF AGENDA – August 17, 2009**

### **Request Approval To Extend the Bizarre Bazaar Flea Market Through October and to Hold a Bizarre Bazaar on Friday, August 21, 2009**

The Downtown Development Authority (DDA) and Diane Kubik are requesting permission to extend the Bizarre Bazaar through the end of October. The only potential conflict with this request at this time is October 10, 2009. The Mount Clemens Historic Commission has already requested the use of the lot for its Historic Homes Tour on this date.

In addition, the event organizers are requesting to hold a Bizarre Bazaar on Friday, August 21, 2009 in conjunction with the DDA Summer Summit Art Craft Show and Sidewalk Sale. Staff has some concern that there may be an issue with parking if a portion of the Roskopp Lot is utilized for the Bizarre Bazaar on a Friday.

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

**RECOMMENDED MOTION:** To approve the extension of the Bizarre Bazaar through the end of October with the exception of October 10, 2009 and to allow a Bizarre Bazaar to be held on Friday, August 21, 2009.

**EXPLANATION OF AGENDA – August 17, 2009**

**APPROVE PURCHASES AND PAYMENT OF INVOICES**

VENDOR (PURCHASES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. Oscar W. Larson Company 10100 Dixie Highway Clarkston, MI 48348	Replacement Fuel Tank Monitoring System and Leak Detection	Motor Pool Fund/ Department of Public Services/ Motor Fuel & Lubes-Vehicles	661-44100-751000	\$12,293.00	\$108,479.98
2. Sarns Machine, Inc. 41451 Irwin Drive Harrison Township, MI 48045	Repairs to Bird Centrifuge	Sewer-Utilities Fund/ Operation of Plant/ Contractual Services	590-53708-818000	\$7,400.00	\$90,829.39
3. Gunner's Meters & Parts, Inc. 454 North Cass Avenue Pontiac, MI 48342	6" Water Meter For Mount Clemens Regional Medical Center	Water-Utilities Fund/ Transmission/ Water Meters	591-53704-978000	\$3,470.00	\$5,035.02

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. Kramer & Murray, P.C. Ruggirello, Velardo, Novara & Ver Beek, P.C. 65 Southbound Gratiot Mount Clemens, MI 48043	Legal Fees for The month of July, 2009	General Fund/ Legal Services/ Legal Fees	101-26600-826000	\$12,708.37	\$130,000.00
		General Fund/ Legal Services/ Legal Fees-Labor	101-26600-826001	\$1,369.00	\$20,000.00
2. Southeast Michigan Council of Governments SEMCOG 535 Griswold Street Suite 300 Detroit, MI 48226	2009 Membership Dues	General Fund/ Community Promotions/ Membership and Dues	101-17220-803000	\$2,304.00	\$4,013.00

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

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

## EXPLANATION OF CONSENT AGENDA – August 17, 2009

### **Request Approval to Hold the 18<sup>th</sup> Annual *ArtParty***

The Art Center is requesting permission to host the 18<sup>th</sup> Annual *ArtParty* on Thursday, September 24, 2009 from 5:30 p.m. – 8:00 p.m. Event organizers are asking to close Macomb Place between Southbound Gratiot and Pine Street beginning at 6:00 p.m. on Wednesday, September 23, 2009 through 12 noon on Friday, September 25, 2009 to insure ample time for set-up and tear-down of the event. The only street closure proposed is the area between Pine and Southbound Gratiot along Macomb Place, which also encompasses the access drive off Macomb Place into the North Roskopp Lot. The access drive off Pine Street will remain open. Lastly, organizers are requesting the placement of 16 trash receptacles at the openings of the tent.

The Downtown Development Authority has committed to cover any overtime costs incurred by the Department of Public Services. The Art Center has committed to provide the necessary insurance naming the City as additional insured.

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

**RECOMMENDED MOTION:** Grant permission to hold the 18<sup>th</sup> Annual *ArtParty*; and allow the closure of Macomb Place between Southbound Gratiot and Pine Street and the Macomb Place access drive into the North Roskopp Lot from 6:00 p.m. Wednesday, September 23, 2009 through 12 noon on Friday, September 25, 2009.

**EXPLANATION OF CONSENT AGENDA – August 17, 2009**

**City Commission Approval of the FY 2010 Purchase of Service (POS) Contract between SMART and the City of Mount Clemens for the Mount Clemens Dial-A-Ride**

Attached is the FY 2010 Purchase of Service (POS) Contract between the Suburban Mobility Authority for Regional Transportation (SMART) and the City of Mount Clemens for the Mount Clemens Dial-A-Ride.

This contract outlines the operating arrangements between SMART and the Mount Clemens Dial-A-Ride. Please note that there has been an increase from \$100,000 to \$500,000 in the employer's liability insurance. This increase is already the standard liability that the City carries.

This contract has been reviewed by the City Attorney's office as well as the City's insurance carrier.

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

**RECOMMENDED MOTION:** Approve the FY 2010 Purchase of Service (POS) contract between Suburban Mobility Authority for Regional Transportation (SMART) and the City of Mount Clemens as presented and to authorize the execution of the contract by the appropriate City officials.

## EXPLANATION OF AGENDA – August 17, 2009

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

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

**DATE:** August 13, 2009

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

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1. City Commission Meeting: Please note that there is not a Work Session scheduled before the next City Commission Meeting. The Regular City Commission Meeting will begin at 7 p.m.
2. Labor Day: City Offices will be closed on Monday, September 7, 2009, in observance of Labor Day. Refuse pickup will run one day behind schedule from September 8, 2009 through September 12, 2009. Normal pickup will resume on Monday, September 14, 2009.
3. Reminder: The 129<sup>th</sup> Annual Old Crowd Parade will take place on Main Street beginning at 9:00 a.m. on Thursday, August 20, 2009.
4. Special Events: The Summer Summit Art and Craft Show and Sidewalk Sale will be held on Friday, August 21<sup>st</sup> from 11:00 a.m. to 8:00 p.m. and Saturday, August 22<sup>nd</sup> from 10:00 a.m. to 6:00 p.m. on Macomb Place between Main and Pine Streets. Also on Saturday, August 22<sup>nd</sup>, Summer Fun Saturdays for children will be held at the Fountain Stage beginning at 11:00 a.m. For more information, please contact the Downtown Development Authority at 586.469.4168.
5. Farmers Market: The Annual Pig and Corn Roast will be held at the Farmers Market on North River Road on Saturday August 29<sup>th</sup> from 10:00 a.m. until it is sold out. The market is open from 7:00 a.m. until 1:00 p.m. on Fridays and Saturdays. For more information, please call 586.493.7600.