



A G E N D A

CITY COMMISSION MEETING

Monday, November 02, 2009

7:00 PM

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call.
4. Announcement, Acknowledgments, and Communications and Reports.

Presentation of Donation from the Friends of Mount Clemens for the Annual Santa Parade.
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 - Commission Consideration of the Waiver of the Wastewater System Benefit Fee Which is to be Assessed for Building Sanitary Sewer Tap for 57 Parkview.
 - 9-B - Approval of the 41B District Court 2010 Budget.
 - 9-C - Approve the Contract between 41B District Court and MI AFSCME Council 25, Local #1809, AFL-CIO for January 1, 2008 through December 31, 2010.
 - 9-D - Request Approval to Re-Allocate Community Development Block Grant Funding.

9-E - Request to Approve Purchase of Tax Reverted Property from the Macomb County Treasurer's Office.

9-F - Approve Purchases and Payment of Invoices.

10. Consent Agenda

11. City Manager's Report.

12. Commissioners' Comments.

13. 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 – November 2, 2009

Administrative Response to Issues or Questions Raised During Previous Meetings

1. A Resident asked when the backfill will take place due to the demolition of the home at 218 North Broadway.

The area has been temporarily secured by fencing and signage. The contractor will be in some time during the week of November 2, 2009, to remove the concrete and backfill the hole.

2. A Resident asked why the vacant home at 23 Ferrin Place is only partially boarded.

This home has been re-secured by the City of Mount Clemens. We will continue to monitor the property and will re-secure again, if necessary.

3. A Resident asked if there is anything the City can do about the vacant properties on Northbound Gratiot Avenue.

The vacant properties near Leslie Tire have been condemned by the City of Mount Clemens. The condemnation was upheld by the Dangerous Buildings Hearings Officer and that determination is now before the Construction Code Board of Appeals.

EXPLANATION OF AGENDA – November 2, 2009

Commission Consideration of the Waiver of the Wastewater System Benefit Fee Which is to be Assessed for Building Sanitary Sewer Tap for 57 Parkview

The City of Mount Clemens Utilities Department was called out to investigate a sewer backup at 57 Parkview. The property owner was unable to determine the location of the building service sewer tap. The Utilities Department determined that there was no blockage in the main City sewers located on Parkview Street, Gallup Street, and North Avenue. The property owner hired a contractor to excavate the building service sewer. The direction and tap location of the building service sewer for 57 Parkview was never confirmed. The property owner never demonstrated to the Utilities Department that blockage or malfunction was located in the City's portion of the system per Wastewater Ordinance 25.023.

The property owner ultimately chose to abandon the existing building service sewer and establish a new sewer tap on Parkview Street. The property owner is now requesting a variance of the wastewater benefit fee (\$840.00) for the new tap.

SUBMITTED BY: Charles B. Bellmore, Director of Utilities

RECOMMENDED MOTION: To grant a waiver of the wastewater system benefit fee to 57 Parkview, contingent upon the property owner executing a release of any and all claims against the City.

EXPLANATION OF AGENDA – November 2, 2009

Approval of the 41B District Court 2010 Budget

Chief Judge Linda Davis and District Judges Sebastian Lucido and Sheila Miller would like to request approval for the 41B District Court 2010 Budget.

SUBMITTED BY: Chief Judge Linda Davis
District Judge Sebastian Lucido
District Judge Sheila Miller

RECOMMENDED MOTION: Approve the 41B District Court 2010 Budget.

EXPLANATION OF AGENDA – November 2, 2009

Approve the Contract between 41B District Court and MI AFSCME Council 25, Local #1809, AFL-CIO for January 1, 2008 through December 31, 2010

Chief Judge Linda Davis and District Judges Sebastian Lucido and Sheila Miller would like to request approval of the Contract between 41B District Court and MI AFSCME Council 25, Local #1809, AFL-CIO for January 1, 2008 through December 31, 2010.

SUBMITTED BY:

Chief Judge Linda Davis
District Judge Sebastian Lucido
District Judge Sheila Miller

RECOMMENDED MOTION:

Approve the Contract between 41B District Court and MI AFSCME Council 25, Local #1809, AFL-CIO for January 1, 2008 through December 31, 2010.

EXPLANATION OF AGENDA – November 2, 2009

Request Approval to Re-Allocate Community Development Block Grant Funding

The purchase of three tax reverted properties was discussed at a previous work session. At that time, it was thought that the total cost of acquisition would be approximately \$17,787.49. The County has provided a final settlement statement and the actual cost of the three properties after interest and penalties is \$24,456.69. The City Commission previously allocated \$15,000 toward the purchase of tax reverted properties. Should the Commission wish to finalize the purchase of the three properties, staff is recommending that the Commission reallocate \$10,000 originally slated for Tax Reverted Property Demolition to Tax Reverted Land Acquisition. Staff has discussed this transfer of funds with Mike Rozny at Macomb County Planning and Economic Development and he stated that demolition funding from the Neighborhood Stabilization Program can be used to demolish the City-owned properties acquired through Community Development Block Grant funding.

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

RECOMMENDED MOTION: Approve the re-allocation of Community Development Block Grant funding from Tax Reverted Property Demolition to Tax Reverted Property Acquisition.

EXPLANATION OF AGENDA – November 2, 2009

Request to Approve Purchase of Tax Reverted Property from the Macomb County Treasurer's Office

As discussed at a previous work session, the Macomb County Treasurer's Office acquired three parcels in the City of Mount Clemens for back taxes. The properties are as follows:

- 120 Clemens - vacant lot - purchase price \$3,307.67
- 20 Northbound Gratiot Avenue - purchase price \$7,197.87
- 168 Euclid - purchase price \$13,951.15

The combined purchase price for these properties is \$24,456.69. The City Commission has allocated \$15,000 of Community Development Block Grant funding for the acquisition of tax reverted properties. An additional agenda item has been prepared to re-allocate the remainder of the necessary funding. If Community Development Block Grant funding is used, the City will need to determine an eligible end use for each property.

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

RECOMMENDED MOTION: Approve the purchase of the tax reverted property at 120 Clemens, 20 Northbound Gratiot Avenue and 168 Euclid using Community Development Block Grant funding.

EXPLANATION OF AGENDA – November 2, 2009

APPROVE PURCHASES AND PAYMENT OF INVOICES

VENDOR (PURCHASES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. RK Hydro-Vac, Inc. 322 Wyndham Way North P.O. Box 915 Pequa, OH 45356	Sand and Anthracite For Municipal Potable Water Supply.	Water-Utilities Fund/ Operation of Plant/ Filter Carbon Exchange	591-53708-755000	\$41,160.00	\$83,000.00
2. First Due Fire Supply Co. 2666 Ingalls Road Leslie, MI 49251	Estimated annual Requirement of Protective Clothing For Structural Firefighting for A 2-year period.	General Fund/ Fire Department/ Fire Equipment	101-33600-979000	\$8,675.56	\$30,933.01
3. Kingspointe Services, Inc. P.O. Box 733 Mount Clemens, MI 48046	Contractual Snow Removal Services To Require Sites To Conform to City Codes and Ordinances.	General Fund/ Community Development/ Contractual Services	101-72100-818000	\$14.60/ Residential Lot \$25.87/ Residential Corner \$35.17/ Commercial Lot	\$89,250.58
4. Compressor Engineering 631 Oakland Avenue Pontiac, MI 48342	Refrigerated Air Dryer	Sewer-Utilities Fund/ Operation of Plant/ Machinery and Equipment	590-53708-982000	\$3,420.00	\$3,981.40

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. Printing Systems, Inc. 12005 Beech Daly Taylor, MI 48180	Ballots 2009 November Accuvote	General Fund/ Elections/ Printing and Binding	101-26200-904000	\$2,134.63	\$8,000.00

SUBMITTED BY: Marilyn Dluge, Finance Director/Treasurer

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

EXPLANATION OF AGENDA – November 2, 2009

TO: The Honorable Mayor Barb Dempsey and
All City Commissioners

FROM: Douglas C. Anderson, City Manager

DATE: October 29, 2009

RE: Report from the City Manager's Office

1. City Commission Meeting: There will be a Work Session on Monday, November 2, 2009, at 5:30 p.m. regarding the 41B District Court Budget and Court Employees Contract. Also, a representative from Spalding DeDecker Associates, Inc., will be present to discuss utility projects. The Regular City Commission meeting will begin at 7 p.m.
2. Reminder: Wednesday, November 11th is Veteran's Day. City Offices will be closed; however, garbage collection service will run on schedule for the entire week of November 9th through November 13th.
3. Mount Clemens Goodfellows: Just a reminder that the Goodfellows will be holding registration for their "No Child Without a Christmas" program beginning Wednesday, November 4th through Friday, November 6th. Registration will again be held at the Mount Clemens Community Center located at 300 North Groesbeck. For more information, please call 586.997.7157.
4. Audit Review: Due to a conflict with Plante & Moran's schedule, the final presentation to the City Commission and the public regarding the 2008/2009 audit review has been moved to the second meeting in November.
5. Dangerous Animals Ordinance: Effective November 13, 2009, all residents who own a pit bull dog are required to register their animal with the City Clerk. Forms and additional information can be obtained by contacting the City Clerk's Office at 586.469.6818, x3.
6. LED Grant: The LED Demonstration Grant has been submitted to the Michigan Department of Energy. In cooperation with Macomb County and DTE Energy, the City is requesting funds to improve energy efficiency through the LED Demonstration Grant to implement projects using Light Emitting Diode products.

7. Special Events: The Downtown Development Authority will sponsor a Girls Night Out in Downtown Mount Clemens on Thursday, November 5th from 5 p.m. to 9 p.m. For more information, please contact 586.469.4168. The Crocker House Museum will hold a Children's Etiquette Class at 1 p.m. on Sunday, November 1st. For more information on this event, please contact the museum directly at 586.465.2488.
8. New Employee: We would like to welcome new employee Barry Lloyd to our Dial-A-Ride Department.

On a final note, I would like to thank Commissioner Gerry Cottrell for his many years of service to the City of Mount Clemens. I wish him well.

Good luck to all of the candidates running in the November 3rd election.