



A G E N D A

CITY COMMISSION MEETING

Tuesday, January 17, 2012

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 Participation.
7. Administrative Response to Issues or Questions Raised During Previous Meetings.
8. Approval of Minutes.
9. General Business
 - 9-A - Introduction and First Reading of a Michigan State Housing Authority Tax Exemption Ordinance for 67 Cass Avenue.
 - 9-B - Request Approval to Enter into an Agreement with the Macomb County Department of Roads for the Hike/Bike Path Construction Project.
 - 9-C - Request for Valet Parking at 15 North Walnut Street.
 - 9-D - Approve Purchases and Payment of Invoices.
10. Consent Agenda
 - 10-A - Appointments to Boards, Committees and Commissions.

10-B - Request Approval of the Agreement for Macomb County Animal Shelter Services.

10-C - City Commission Approval of the Fiscal Year 2012 Specialized Services Operating Assistance Program Third-Party Contract between Suburban Mobility Authority for Regional Transportation (SMART) and the City of Mount Clemens.

10-D - Approval to Conduct a Carnival at Gibraltar Trade Center North.

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 – January 17, 2012

Administrative Response to Issues or Questions Raised During Previous Meetings

1. A Commissioner asked who is responsible for the boarded up property at the northeast corner of Eldredge and Lincoln.

The property at 136 Lincoln owes back taxes and is set to go up for County tax auction in March of 2012.

2. A Commissioner asked for the status of the burned out properties at each end of Eldredge.

The property at 137 Hubbard was purchased at the County tax auction in October of 2011. The owner has pulled a building permit to repair the roof.

The property at 15 Eldredge is in foreclosure and the condemnation process has been started.

EXPLANATION OF AGENDA – January 17, 2012

Agenda Item No. 9-A

Introduction and First Reading of a Michigan State Housing Authority Tax Exemption Ordinance for 67 Cass Avenue

Community Housing Network is requesting approval of a Michigan State Housing Authority Tax Exemption Ordinance for its proposed Price Daily Building redevelopment project at 67 Cass Avenue.

The proposed project includes the renovation of the original seven-story structure, the demolition of the theatre addition, and the construction of a five-story structure, containing 58 units of 1-, 2-, and 3-bedroom apartments, leasing offices, and common space.

SUBMITTED BY:

Brian L. Tingley, Director
Community Development Department

RECOMMENDED MOTION:

To approve the introduction and first reading of a State Housing Authority Tax Exemption Ordinance for the Price Daily Building redevelopment at 67 Cass Avenue; and set February 6, 2012, as the date for the second reading and adoption.

EXPLANATION OF AGENDA – January 17, 2012

Agenda Item No. 9-B

Request Approval to Enter into an Agreement with the Macomb County Department of Roads for the Hike/Bike Path Construction Project

The City of Mount Clemens has received a \$575,000 Federal Transportation, Community, and System Preservation earmark written into legislation by Sander Levin's office for the construction of a hike/bike path. The path will be an extension of the current Macomb County hike/bike trail beginning at Shadyside Park, along Gratiot Avenue, ending at MacArthur Park. The County has committed to funding the required match and will perform all of the engineering and contract administration necessary to see that the path is installed per the current construction standards at an estimated total cost of \$690,000.

The resolution and agreements have been attached for your review--all of which have been reviewed by the City Attorney's office.

SUBMITTED BY: Jeffrey D. Wood, Public Services Director

RECOMMENDED MOTION: To approve the resolution and contract between the City of Mount Clemens and the Macomb County Department of Roads for the administration and engineering of the hike/bike path; and authorize the appropriate City officials to sign and enter into the agreements.

EXPLANATION OF AGENDA – January 17, 2012

Agenda Item No. 9-C

Request for Valet Parking at 15 North Walnut Street

The owners of Madison's Pub, located at 15 North Walnut Street, have approached the Administration requesting that it be allowed to valet park customers' vehicles on Friday and Saturday evenings. Attached is a copy of their request and a drawing of the proposed staging and parking areas. Research indicates that other municipalities have allowed the same either by enactment of a valet parking ordinance, which establishes requirements that apply throughout the municipality, or by entering into a valet parking agreement with each individual entity requesting the same. Either procedure requires application procedures and payment of annual fees. If the concept of valet parking is acceptable to the Commission, it would be appropriate to instruct the City Attorney to prepare a valet parking ordinance or a valet parking agreement for Commission approval.

SUBMITTED BY: Douglas C. Anderson, City Manager

RECOMMENDED MOTION: Instruct the City Attorney to prepare an appropriate document(s) for Commission action.

EXPLANATION OF AGENDA – January 17, 2012

Agenda Item No. 9-D

APPROVE PURCHASES AND PAYMENT OF INVOICES

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1. Leslie Tire Service, Inc. 41220 Executive Drive Harrison Township, MI 48045	Tires and Tire supplies Needed by the Department of Public Services From 11/28/11 To 12/21/11 STATE CONTRACT PRICING	Motor Pool Fund/ Department of Public Services/ Tires and Tubes	661-44100-750000	\$2,055.67	\$4,045.99
2. State of Michigan Michigan Department of Environmental Quality P.O. Box 30657 Lansing, MI 48909	Biosolids Land Application Fee (\$400.00) And dry tons Reported for 2011; 485 @ \$12.92/ton (\$6,266.20)	Sewer-Utilities Fund/ Operation of Plant/ Sludge Disposal	590-53708-821000	\$6,666.20	\$129,250.00
3. HydroDynamics, Inc. 6200 Delfield Industrial Waterford, MI 48329	Emergency repairs to Sludge Feed Pump Seals at the WWTP	Sewer-Utilities Fund/ Operation of Plant/ Repair and Replacement Parts	590-53708-779000	\$1,800.00	\$5,852.56

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
<p>4. HydroDynamics, Inc. 6200 Delfield Industrial Waterford, MI 48329</p>	<p>On 09/06/11 the City Commission Awarded a bid to HydroDynamics In the amount of \$5,712.00 to rebuild A Fairbanks Morse Submersible Pump. Upon further Inspection, Additional repairs Were found over and above the Original scope of Work. At this time we are requesting an Additional \$623.00 (leak sensor) + \$1,859.83 (Terminal board).</p>	<p>Water-Utilities Fund/ Operation of Plant/ Contractual Services</p>	<p>591-53708-818000</p>	<p>\$2,482.83</p>	<p>\$31,380.24</p>

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
5. Kramer and Murray, P.C. Ruggirello, Velardo, Novara & Ver Beek, P.C. 65 Southbound Gratiot Mount Clemens, MI 48043	Legal Fees for The month of December, 2011	General Fund/ Legal Services/ Legal Fees	101-26600-826000	\$9,021.24	\$90,369.52
		General Fund/ Legal Services/ Legal Fees-Labor	101-26600-826001	\$331.25	\$11,718.75
		Downtown Development Authority/ Legal Fees	248-69200-826000	\$498.25	\$181.25
		Water-Utilities Fund/ Commercial Activities/ Legal Fees	591-53703-826000	\$375.00	*

*Budget amendment to be made at a later date.

SUBMITTED BY: Marilyn Dluge, Finance Director/Treasurer

RECOMMENDED MOTION: Approve payment of invoices as presented.

EXPLANATION OF CONSENT AGENDA – January 17, 2012

Agenda Item No. 10-A

Appointments to Boards, Committees and Commissions

Retirement Board of Trustees

Mayor recommends reappointing Glenn Voorhess to the Retirement Board of Trustees. This is for a 3-year term, which will expire January 31, 2015.

SUBMITTED BY: Barb Dempsey, Mayor

RECOMMENDED MOTION: To approve appointment as presented.

EXPLANATION OF CONSENT AGENDA – January 17, 2012

Agenda Item No. 10-B

Request Approval of the Agreement for Macomb County Animal Shelter Services

Each year the County sets fees for animal shelter services provided by the County. The fees are adjusted based upon inflation and the Michigan Department of Agriculture required holding times. The fee for a ten (10) day quarantine has been increased from \$145.00 to \$150.00, the fees for a rabies specimen has increased from \$63.00 to \$65.00, and the use of tranquilizer equipment has increased from \$78.00 to \$80.00. All of the services that have increased in the 2012 contract are services that are used very seldom; if at all, however, it is a service that is available if it is necessary.

According to the Macomb County Health Department Director, the fees are non-negotiable. The fees are set for the entire County and cannot be negotiated by individual municipalities. The only option a municipality has is to opt out of the contract and provide services themselves.

SUBMITTED BY: Jeffrey D. Wood, Public Services Director

RECOMMENDED MOTION: Approve the attached Agreement for Macomb County Animal Shelter Services as presented.

EXPLANATION OF CONSENT AGENDA – January 17, 2012

Agenda Item No. 10-C

City Commission Approval of the Fiscal Year 2012 Specialized Services Operating Assistance Program Third-Party Contract between the Suburban Mobility Authority for Regional Transportation (SMART) and the City of Mount Clemens

Attached is the fiscal year 2012 Specialized Services Operating Assistance Program Third-Party contract between SMART and the City of Mount Clemens. This contract is the same as the fiscal year 2011 contract and has been reviewed by the City Attorney's office and the City's insurance carrier.

The contract outlines the obligation of funds from the Michigan Department of Transportation through SMART to provide public transportation services to persons with disabilities and senior citizens.

SUBMITTED BY: Jeffrey D. Wood, Public Services Director

RECOMMENDED MOTION: Approve the fiscal year 2012 Specialized Services Operating Assistance Program Third-Party contract between the 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 CONSENT AGENDA – January 17, 2012

Agenda Item No. 10-D

Approval to Conduct a Carnival at Gibraltar Trade Center North

An application was received from Wade Shows, Inc., to hold a carnival at Gibraltar Trade Center North from May 25, 2012 through June 10, 2012. Ordinances require City Commission approval before permits can be issued. The issuance of the permit would be subject to final approval by the Fire Department 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 Wade Shows, Inc., to conduct a carnival at Gibraltar Trade Center North from May 25, 2012 through June 10, 2012.

EXPLANATION OF AGENDA – January 17, 2012

TO: The Honorable Mayor Barb Dempsey and
All City Commissioners

FROM: Douglas C. Anderson, City Manager

DATE: January 12, 2012

RE: Report from the City Manager's Office

1. City Commission Meetings: There will be a City Commission work session on Tuesday, January 17, 2012, at 5:30 p.m. The Downtown Development Authority (DDA) has requested this work session to discuss strategic planning and multi-year budgeting. Additionally, discussion will take place with the DDA on establishing a Street Performers Program. Following the discussions with the DDA, the City Commission will review the Dangerous Animals Ordinance. The Regular City Commission meeting will begin at 7 p.m.
2. Work Session: There will be a City Commission work session on Monday, February 6, 2012. It is tentatively scheduled for 6 p.m. The City Commission will discuss goals and objectives. There will also be a brief discussion regarding the 2012 Community Development Block Grant (CDBG) program.
3. Special Events: The Seventh Annual Mount Clemens Ice Carving Show opens in downtown at 4 p.m. on Friday, February 3, 2012. Displays will be centered near the Fountain Stage at Macomb Place and Cherry Street Mall. Live ice carving will be taking place from midday Thursday to midday Sunday. Also, the Seventh Annual Fire & Ice Chili Cook-off Fundraiser will be held on Thursday, February 2nd beginning at 6 p.m. For more information or to purchase tickets for the cook-off, please contact 586.469.4168.