

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
January 8, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Monday, January 8, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, James C. Kelly,  
William E. Shrum

Council Members Absent: Jerry Church (excused)

City Manager: Robert McConkie  
City Clerk/Treasurer: Nancy L. Roehrs  
Youth Delegate: None

Others in Attendance:

Rosemary Horvath		Morning Sun
Patrick Herblet		Police Chief
13 High School Students		
Jackie Kelly	415	Seaman Street
Joe Scholtz	313 W.	Saginaw Street

Council Member Kelly led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Kelly, to approve the minutes of the regular meeting held on December 19, 2006. All ayes carried the motion.

## **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Allen, supported by Kelly, to approve the Claims & Accounts, in the amount of \$428,470.67.

All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Shrum, supported by Kelly, to receive and place on file the December 2006 Monthly Board Minutes. All ayes carried the motion.

## **Public Comments.**

Joe Scholtz requested that the City Council authorize the following dates for Bass Tournaments at Leppien Park on June 2, 2007 and August 18, 2007 and the Free Fishing Tournament on June 9, 2007.

Moved by Kubin, supported by Shrum, to approve the dates of June 2, 2007 and August 18, 2007 for Bass Tournaments at Leppien Park and June 9, 2007 for the Free Fishing Day Tournament. All ayes carried the motion.

## **Communications.**

City Manager requested that the City Council place on file the communications received from Secretary of State's Office, Michael Pung, and Charter Communications.

Moved by Allen, supported by Shrum, to approve to receive and place on file the communications. All ayes carried the motion.

## **New Business.**

### **Approve Appointment of Delegates for City Boards and Commissions.**

City Manager McConkie requested that the City Council approve the appointment of Delegates for City Boards and Commissions.

Moved by Kelly, supported by Shrum, to approve the Appointment of the Delegates for City Boards and Commissions. All ayes carried the motion.

### **Approve Designation of City Official Newspapers.**

City Manager McConkie requested that the City Council designate the Gratiot County Herald and the Morning Sun as the City's Official Newspapers for the Year 2007.

Moved by Allen, supported by Kelly, to approve to designate the Gratiot County Herald and the Morning Sun as the City's Official Newspapers for the Year 2007. All ayes carried the motion.

### **Approve Designation of Official Depositories for City Funds.**

City Manager McConkie requested that the City Council approve to designate St. Louis Chemical Bank & Trust, St. Louis Commercial Bank, St. Louis First Bank, US Bank of Detroit, First of America Bank of Detroit and Farmers State Bank of Breckenridge as Official Depositories of City Funds for the Year 2007.

Moved by Shrum, supported by Allen, to approve to Designate St. Louis Chemical Bank & Trust, St. Louis Commercial Bank, St. Louis First Bank, US Bank of Detroit, First of America

Bank of Detroit and Farmers State Bank of Breckenridge as Official Depositories of City Funds for the Year 2007. All ayes carried the motion.

**Approve Resolution 2007-1 Liquor License Transfer.**

City Manager McConkie requested that the City Council adopt Resolution 2007-01 to approve the transfer of ownership 2006 Class C Licensed Business with Dance-Entertainment Permit for the Hidden Oaks Golf Course.

The following preamble and resolution was offered by Member Kelly and supported by Member Allen.

**That the request to TRANSFER OWNERSHIP 2006 CLASS C LICENSED BUSINESS, WITH DANCE-ENTERTAINMENT PERMIT, LOCATED AT 1270 W. MONROE, SAINT LOUIS, MI 48880, GRATIOT COUNTY FROM HIDDEN OAKS GOLF COURSE, INC. TO EDGEWOOD HILLS GOLF COURSE, INC.**

be considered for Approval

**APPROVAL**

Yeas: Four (4)

Nays: None (0)

**Resolution Declared Adopted.**

**Approve Resolution 2007-2 Governmental Bodies Performance.**

City Manager McConkie requested that the City Council adopt Governmental Bodies Performance Resolution 2007-2 required by the Michigan Department of Transportation for purposes of issuing "Individual Permit for Use of State Trunkline Right of Way".

The following preamble and resolution were offered by Member Shrum, and supported by Member Kelly.

This Performance Resolution is required by the Michigan Department of Transportation for purposes of issuing to a municipal utility an "Individual Permit for Use of State Trunkline Right of Way" (form 2205), or an "Annual Application and Permit for Miscellaneous Operations Within State Trunkline Right of Way" (form 2205B).

**RESOLVED WHEREAS**, the City of St. Louis hereinafter referred to as the "GOVERNMENTAL BODY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under state trunkline right of way at various locations within and adjacent to its corporate limits;

**NOW THEREFORE**, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL BODY agrees that:

Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law.

This Agreement is not intended to increase either party's liability for, or immunity from, tort claims.

This Agreement is not intended nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.

1. Any work performed for the GOVERNMENTAL BODY by a contractor or subcontractor will be solely as a contractor for the GOVERNMENTAL BODY and not as a contractor or agent of the DEPARTMENT. Any claims by any contractor or subcontractor will be the sole responsibility of the GOVERNMENTAL BODY. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL BODY, or their subcontractors or any other person not a party to the PERMIT without its specific prior written consent and notwithstanding the issuance of the PERMIT.
2. The GOVERNMENTAL BODY shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.
3. It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State trunkline right of way resulting from the installation construction, operation and/or maintenance of the GOVERNMENTAL BODY'S facilities according to a PERMIT issued by the DEPARTMENT.
4. With respect to any activities authorized by PERMIT, when the GOVERNMENTAL BODY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.

5. The incorporation by the DEPARTMENT of this resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.
6. This resolution shall continue in force from this date until cancelled by the GOVERNMENTAL BODY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL BODY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

**BE IT FURTHER RESOLVED**, that the following position(s) are authorized to apply to the Michigan Department of Transportation for the necessary permit to work within state trunkline right of way on behalf of the GOVERNMENTAL BODY.

Name:

Robert McConkie  
Kurt Giles

Title:

City Manager  
Utilities Director

Roll Call Vote:

Yeas: Shrum, Kelly, Allen, Kubin

Nays: None

**Resolution Declared Adopted**

**Approve Annual Software Support.**

City Manager McConkie requested that the City Council approve payment to Creative Microsystems, Inc. for Annual Software Support for Data Base, Payroll, Utility Billing, and Finance Programs in the amount of \$8,145.00.

Moved by Shrum, supported by Allen, to approve payment to Creative Microsystems, Inc. for Annual Software Support for Data Base, Payroll, Utility Billing, and Finance Programs in the amount of \$8,145.00. All ayes carried the motion.

**Approve Payment for Annual MMEA Membership Dues.**

City Manager McConkie requested that the City Council approve payment to the Michigan Municipal Electric Association for 2007 Membership Dues in the amount of \$5,705.00.

Moved by Allen, supported by Kelly, to approve payment to the Michigan Municipal Electric Association for 2007 Membership Dues in the amount of \$5,705.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that as of January 15<sup>th</sup> he would be away from the office for about three weeks.

City Manager McConkie reminded the City Council that there is a special joint meeting with the St. Louis School Board on January 30, 2007, at 7:00 p.m. in the City Hall Council Chambers.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that the MML Legislative Conference is March 20<sup>th</sup> and 21<sup>st</sup> and City Council should contact her if they are planning on going so arrangements can be made.

**Police Chief's Report.**

Police Chief Herblet stated that the Police Department had a successful 2006 with no officers injured, no civil law suits against the department and solved some major crimes.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum stated that the south end of Franklin Street should be put on the paving project for the upcoming year.

City Council Member Kelly stated that there are a lot of roads that need to be fixed in the city.

Mayor Kubin stated that he was very pleased with the excellent audit for fiscal year June 30, 2006. The audit did not have any auditor comments or recommendations and would like the City Council to consider giving City Clerk/Treasurer Roehrs a bonus for the excellent work.

City Manager McConkie stated that he thought it would be appropriate to have a job performance evaluation done and during that process council can discuss a wage increase for Clerk/Treasurer Roehrs.

Mayor Kubin thanked all of the High School Students for attending the meeting.

Moved by Kelly, supported by Shrum, to approve to adjourn the meeting at 7:26 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## **CITY COUNCIL PROCEEDINGS**

**St. Louis, Michigan**

**January 23, 2007**

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, January 23, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: Kristin Travis

Others in Attendance:

Rosemary Horvath Morning Sun

Patrick Herblet Police Chief

Jackie Kelly 415 Seaman Street

Phil Hansen DDA Director

Council Member Church led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on January 8, 2007. All ayes carried the motion.

### **Financial Statements.**

The City Council reviewed the Financial Statements for December 2006.

City Clerk/Treasurer Roehrs stated that the Solid Waste Fund had a deficit of \$12, 695.00 at the end of December due to the cost of the service for grass clipping, brush and leaf pick up. She stated that she was monitoring the fund and would give council a monthly update on the account activity.

Moved by Kelly, supported by Church, to approve the Financial Statements for the month of December 2006. All ayes carried the motion.

**Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Allen, to approve the Claims & Accounts, in the amount of \$314,727.35.

All ayes carried the motion.

**Monthly Reports.**

City Council discussed the Monthly Reports.

Moved by Kelly, supported by Shrum, to receive and place on file the December 2006 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

Assistant City Manager Giles requested that the City Council place on file the communications received; Annual Economic Development Summary 2006, Flow Meter Installation Report, Drinking Water Wells, Dart Service Report, and Proposed Riverside Drive Resurfacing Project for 2007.

Moved by Allen, supported by Shrum, to approve to receive and place on file the communications. All ayes carried the motion.

**New Business.**

**Approve Cost Repairs for Rebuild of #Prison Pump.**

Assistant City Manager Giles requested that the City Council approve payment to Jett Pump & Valve, L.L.C. for the Barscreen Pump Station repair costs to Pump #2 in the amount of \$6,971.00.

Moved by Allen, supported by Church, to approve payment to Jett Pump & Valve, L.L.C. for the Barscreen Pump Station repair costs to Pump #2 in the amount of \$6,971.00 to be reimbursed by the State of Michigan. All ayes carried the motion.

**Approve Payment for Portable Sewer Metering Equipment.**

Assistant City Manager Giles requested that the City Council approve payment to Martin Control Services for Portable Sewer Metering Equipment in the amount of \$11,257.00.

Moved by Shrum, supported by Church, to approve payment to Martin Control Services for Portable Sewer Metering Equipment in the amount of \$11,257.00. All ayes carried the motion.

### **City Manager's Report.**

Assistant City Manager Giles stated that he attended the Central Dispatch meeting last week and it was his first opportunity to tour the new facility and commented how nice the new facility is. The 911 Authority discussed having a strategic planning session in April or May with St. Louis possibly hosting the session.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that at the last Cable Consortium meeting the drafted Uniform Video Service Local Franchise Agreement was reviewed and discussed. Under the proposed agreement local governments would receive 20% less in franchise fee revenue, the payments would be quarterly instead of monthly losing additional revenue from the interest earned on the funds; cable provider does not have release complaint reports or the number of subscribers.

### **Police Chief's Report.**

Police Chief Herblet stated that St. Louis hosted the MAGNET meeting last week and their annual report will be available in March or April. The Drug Team does a very good job for being such a small team. During budget process for next year may consider putting one of St. Louis Part-time Police Officer's on the team.

### **Student Delegate Report.** None

### **City Council Comments.**

Council Member Kelly stated that a lot of people probably don't think our police department does enough to solve drug complaints.

Police Chief Herblet stated that it is hard for his department to catch drug transactions because when a police vehicle is insight the deal usually stops but information is giving to the drug team for them to investigate.

Council Member Allen thanked City Clerk/Treasurer Roehrs for keeping the council informed on City Manager McConkie's progress. Also, would like to know how Assistant Manager Giles is doing with the absence of City Manager McConkie.

Assistant City Manager Giles stated that he was doing okay with keeping up on his work.

Mayor Kubin stated that at the Joint Meeting with the School Board the council should discuss sharing more purchased items with them since revenue keeps getting reduced for local government and schools.

Mayor Kubin suggested that the proposed special meeting date for Tuesday, January 30, 2006, at 6:30 p.m. for the Interlocal Transfer Agreement be changed to another date and time so more council members can attend the meeting.

Assistant Manager Giles will contact the City of Alma and Pine River Township to change the meeting date and time.

**Closed Session – Property Acquisition Discussion.**

Assistant City Manager Giles requested a closed session to discuss property acquisition.

Moved by Kubin, supported by Allen, to approve to go into closed session at 8:20 a.m. to discuss property acquisition. All ayes carried the motion.

Moved by Kubin, supported by Allen, to approve to return to open session at 8:50 a.m. All ayes carried the motion.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 8:50 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

February 6, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, February 6, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: Kristin Travis

Others in Attendance:

Rosemary Horvath Morning Sun

Patrick Herblet Police Chief

Mark Abbott DPW Supt.

Robert McConkie City Manager

Carol McConkie 409 Devon Drive

Council Member Shrum led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on January 23, 2007, subject to the correction on page 9 paragraph 4 line 2 should read "given to the drug team". All ayes carried the motion.

Moved by Kelly, supported by Church, to approve the minutes of the special meeting held on January 30, 2007, subject to the correction on page 11 Section A the letter "a" to be removed from the last sentence and Rosemary Horvath was not present at the meeting. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

City Clerk Roehrs stated that the last bond debt payment was made for the Olive Road Special Assessment in the amount of \$20,515.00 on January 24, 2007.

Moved by Shrum, supported by Allen, to approve the Claims & Accounts, in the amount of \$241,207.46.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Church, supported by Kelly, to receive and place on file the January 2007 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.** None

### **Communications.**

Assistant City Manager Giles requested that the City Council place on file the communications received regarding; the List of 2007 Events, Chamber Event, Water Well Sampling Results, and 2009/2010 Small Urban Program Projection Selection.

Moved by Allen, supported by Kelly, to approve to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

#### **Discussion on Re-Naming the Swimming Pool.**

City Clerk Roehrs stated that she attended the Hoffmeyer Trust Committee meeting in the absence of Mayor Kubin and at the meeting the Hoffmeyer Family was asked if they would be in favor of re-naming the swimming pool after Howard and Ivah Hoffmeyer. The family was very pleased that the City Council wanted to re-name the swimming pool in honor of Howard and Ivah Hoffmeyer. Also, at the meeting the committee approved the donation of \$5,500.00 to the city for the renovation of the swimming pool bathhouse.

The City Council discussed re-naming the swimming pool.

Moved by Kubin, supported by Church, to approve authorization to Re-Name the W.T. Morris Swimming Pool to the Hoffmeyer Memorial Swimming Pool upon the renovation of the bathhouse or the construction of a new bathhouse. All ayes carried the motion.

#### **Approve Payment to M.C. Smith – Depot Design.**

Assistant City Manager Giles requested that the City Council approve payment to M.C. Smith Associates for Architect Design Services for the MDOT Enhancement Grant for the St. Louis Depot in the amount of \$5,167.20.

Moved by Allen, supported by Kelly, to approve payment to M.C. Smith Associates for Architect Design Services for the MDOT Enhancement Grant for the St. Louis Depot in the amount of \$5,167.20. All ayes carried the motion.

### **Approve Property Purchase Option-Water Well Improvements.**

Assistant City Manager Giles stated that he negotiated a purchase option on the property owned by Charlotte Lentz on Cheesman Road. The property purchase is contingent on the city finding quantity and quality of water sufficient for development of municipal water supply well or wells. An earnest deposit will be made in the amount of \$15,000 with the seller receiving \$5,000 now for the city using the land for test wells until May 15<sup>th</sup> and if the city needs more time another non-refundable \$5,000 would be given to use the property until August 15<sup>th</sup>. The purchase price is \$105,000 and the non-refundable deposits go towards the purchase price if the city proceeds to buy the property.

Assistant City Manager Giles requested that the City Council approve the Lentz Property Purchase Option and approve a loan from the Electric Fund to the Water & Sewer Fund in the amount of \$15,000 for the property purchase option.

Moved by Shrum, supported by Kelly, to approve the Lentz Property Purchase Option and to authorize a loan from the Electric Fund to the Water & Sewer Fund in the amount of \$15,000.00. All ayes carried the motion.

### **City Manager's Report.**

Assistant City Manager Giles stated that the Olive Road Reconstruction Project was approved for funding under the MDOT Small Urban Program for 2009 but the city will be able to do the project this construction season. MDOT will pay the cost now and will be reimbursed by the federal funds when the grant funds are available. The city will pay 4% interest to MDOT on the advance funds for the project and the local cost will be paid under the Jobs Today Program with construction to start July of 2007.

The MDOT Enhancement Grant is scheduled for construction to start the same time as the Olive Road Project. The electrical work for the project will be done in April and May of 2007.

The communication portion of the Auto Meter Reader System will be installed soon.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that Wednesday, February 14, 2007, is the last day to collect winter taxes without penalty.

City Clerk Roehrs stated that city hall is closed Monday, February 19, 2007, to observe President's Day.

**Police Chief's Report.**

Police Chief Herblet stated that Lieutenant Evans was elected to chair the Gratiot County Substance Abuse Collaboration. The organization does a lot of good things for the community and he commended the Lieutenant for his appointment.

Police Chief Herblet introduced Detective Robin Lynn and stated that she was recently appointed as the new Commander of MAGNET.

**Student Delegate Report.** None

**City Council Comments.**

Mayor Kubin thanked City Clerk Roehrs for attending the Hoffmeyer Trust Committee meeting in his absence.

Council Member Shrum thanked Chief Herblet for bringing Commander Lynn to the meeting.

Council Member Kelly stated that he was glad to see that City Manager McConkie was able to attend the meeting. Also, was glad to see Commander Lynn from MAGNET attend the council meeting.

Council Member Church wanted to know if there was a need for trucks to use their compression brakes coming down the hill by Schnepps Nursing Care Facility and if not, was there a law against using the brakes when there is no need.

Police Chief Herblet stated that there is no need for the truck drivers to use their compression brakes and having an ordinance on the matter would be a good idea. Will review some ordinances from other communities and prepare a draft ordinance for the council to review.

Council Member Church stated that he thinks there should be a lighted sign for traffic speed on N. Main Street by the Carrie Knause School.

Council Member Church stated that he noticed in the minutes of the joint City Council and School Board meeting that there was discussion about 300 kids coming to St. Louis to do work repair on houses. Would like to know if the kids were coming to town this summer.

Assistant City Manager Giles stated that the kids were not coming to St. Louis until the summer of 2008.

Council Member Church wanted to know if anything is being done about continuing the rail-to-trail bike path from Alma to St. Louis.

Assistant City Manager Giles stated that there have been some general discussions with the group of individuals working on the rail-to-trail bike path.

Council Member Shrum wanted to know the progress on the four-way stop sign for the intersection of N. Mill Street and W. Saginaw Street.

Assistant City Manager Giles stated that the sign would be installed this spring.

City Manager McConkie inquired if the City Council received the final version of the Interlocal Agreement between the City of Saint Louis, Pine River Township and the City of Alma.

Assistant City Manager Giles stated that he did give copies of the agreement to the City Council.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 7:48 p.m. All ayes carried the motion.

Nancy L. Roehrs, City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

February 8, 2007

The Special Joint Meeting of the Saint Louis City Council, Pine River Township Board and Alma City Commission was called to order by Mayor George T. Kubin, on Thursday, February 8, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Pine River Township Board: Supervisor Kevin Beeson, Treasurer Elnora VanderVeen, Deputy Clerk Kim Lofgren, Trustee David Best

Board Members Absent: Trustee Jeff Baker and Clerk Gary Lofgren

Alma City Commissioners: Mayor Melvin Nyman, Donald Ayer, Lisa Comer, Rodys Dancer, Greg Mapes, Scott Moes

Commissioners Absent: Michael Legene

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Phil Moore

City Manager: Robert McConkie

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

City Clerk: Barb Gager

City Attorney: Chuck Fortino

Others in Attendance:

Representative Paul Oppsummer

Don Schurr Greater Gratiot Development

Linda Gittleman Morning Sun

Erica Goff Gratiot County Herald

Ron Turner DPW City of Alma

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Mayor Kubin welcomed the Commissioners from the City of Alma, the Pine River Township Board and all others in attendance. He stated that the special meeting was called to formally approve the Cooperative Interlocal and Conditional Transfer Agreement between the three local governments. He commended City Manager Robert McConkie, City Manager Phil Moore and Township Supervisor Kevin Beeson for their ability to work together to negotiate the historic agreement.

**Audience Recognition.** None

**Pine River Township Approval of Interlocal & Conditional Transfer Agreement.**

Moved by Trustee VanderVeen, supported by Trustee Best, to approve the Interlocal and Conditional Agreement between the City of Alma, City of Saint Louis and Pine River Township.

Roll Call Vote:

Ayes: VanderVeen, Best, Beeson

Nays: None

Absent: Baker, Lofgren

Motion carried.

**City of Alma Approval of Interlocal & Conditional Transfer Agreement.**

Moved by Commissioner Mapes, supported by Commissioner Moes, to approve the Interlocal and Conditional Agreement between the City of Saint Louis, Pine River Township and the City of Alma.

Roll Call Vote:

Ayes: Mapes, Moe, Ayer, Comer, Dancer, Nyman

Nays: None

Absent: Legene

Motion carried.

**City of Saint Louis Approval of Interlocal & Conditional Transfer Agreement.**

Moved by Council Member Shrum, supported by Council Member Kelly, to approve the Interlocal and Conditional Agreement between the Pine River Township, City of Alma and the City of Saint Louis.

Roll Call Vote:

Ayes: Shrum, Kelly, Allen, Church, Kubin

Nays: None

Absent: None

Motion carried.

Mayor Kubin thanked everybody for attending the meeting and stated that he hoped the local governments could continue to do cooperative efforts together.

Mayor Nyman stated that the Interlocal & Conditional Transfer Agreement between the two cities and Pine River Township is a historic event and the State of Michigan should use Gratiot County as a model for collaboration efforts.

Representative Oppsummer stated that the communities in Gratiot County work well together.

Pine River Township Supervisor Beeson stated that the boards are elected by the people to make the best decisions on spending property tax dollars and we should look at anything we can do

together to save money. This agreement is the first and the second one will be an easier process to complete. The residents will benefit from the cooperation between the communities.

The meeting was adjourned at 7:08 p.m.

Nancy L. Roehrs, City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

February 20, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, February 20, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: Absent

Others in Attendance:

Rosemary Horvath Morning Sun

Patrick Herblet Police Chief

Craig Evans Lieutenant

Phil Hansen DDA Director

Erica Goff Gratiot County Herald

Rich Apps Fire Chief

Jan Bunting County Commissioner

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on February 6, 2007. All ayes carried the motion.

Moved by Shrum, supported by Church, to approve the minutes of the special meeting held on February 8, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Allen, supported by Shrum, to approve the Claims & Accounts, in the amount of \$184,955.84.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports.

Council Member Church commended Lieutenant Evans for his appointment to the Gratiot Substance Abuse Coalition. Also, thought that it was nice that Chief Herblet and his wife worked at the High School Basketball Game. It is good to see the police department involved in community events.

Moved by Kelly, supported by Shrum, to receive and place on file the January 2007 Monthly Reports. All ayes carried the motion.

### **Public Comments.**

Fire Chief Apps stated that the new Tanker Fire Truck arrived on January 28<sup>th</sup> and was put into service on February 15<sup>th</sup>. Any council member wanting to see the truck after the meeting can go over to the fire hall and he would be available to show it to them.

### **Communications.**

Mayor Kubin stated that he received correspondence from the First Church of God requesting permission to hold Easter Sunrise Service at the Oak Grove Cemetery on Sunday, April 8, 2007.

Moved by Church, supported by Kelly, to approve authorization for the First Church of God to hold Easter Sunrise Service at the Oak Grove Cemetery on Sunday, April 8, 2007. All ayes carried the motion.

Assistant City Manager Giles stated that the city received communication on the Gratiot County Forum on March 20 and March 27.

Moved by Allen, supported by Kelly, to approve to receive and place on file the communication. All ayes carried the motion.

### **New Business.**

### **Multiple Sclerosis Awareness Week Resolution.**

Assistant City Manager Giles stated that the Multiple Sclerosis submitted a request that the Mayor Proclaim Multiple Sclerosis Awareness Week March 5<sup>th</sup> through March 10<sup>th</sup>.

Moved by Kelly, and supported by Church, to approve authorization that the Mayor Proclaim Multiple Sclerosis Awareness Week March 5<sup>th</sup> through March 10<sup>th</sup>. All ayes carried the motion.

#### **Discussion on Solid Waste Contract Extension.**

Assistant City Manager Giles stated that Allied Waste submitted a proposal to extend their extending contract for another three years.

Mayor Kubin stated that the city should obtain bids for the solid waste contract.

Council Member Kelly stated that in the bid specs there should be a provision that specifies a dollar amount for fuel surcharge.

Moved by Kubin, supported by Shrum, to approve authorization for the City of Saint Louis to obtain contract bids for a new Solid Waste Contract. All ayes carried the motion.

#### **City Manager's Report.**

Assistant City Manager Giles stated that last week the city obtained the two remaining easements to conduct exploratory water well drilling and the contractor should start next week to drill the wells.

Constellation Energy contacted the members of the Rate Payers Association regarding extending our wholesale power contracts for years 2009, 2010 and 2011. The Rate Payers will hold a meeting in March to discuss the proposal with the consultants.

#### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that her office has been busy the last two weeks collecting property taxes and utility bills. She commended her employees on the excellent job they did collecting and balancing the funds.

**Police Chief's Report.** None

**Student Delegate Report.** None

#### **City Council Comments.**

Council Member Kelly stated that he was very impressed with the police department target shooting training held during the very cold weather.

Lieutenant Evans stated that the weather was very cold, windy and snowy but the training went well. The police officers have to be trained for all inclement weather conditions.

Mayor Kubin requested authorization from the City Council to submit a letter to the Michigan Department of Environmental Quality stating that the Former Velsicol Chemical Superfund Site be remediated to residential standards and the source of the contamination removed.

Moved by Church, supported by Shrum, to approve authorization for Mayor Kubin to submit a letter to the Michigan Department of Environmental Quality stating that the Former Velsicol Chemical Superfund Site be remediated to residential standards and the source of the contamination removed. All ayes carried the motion.

**Closed Session – Litigation.**

City Manager McConkie requested a closed session to discuss litigation.

Moved by Allen, supported by Kelly, to approve to go into closed session at 8:02 a.m. to discuss litigation. All ayes carried the motion.

Moved by Kubin, supported by Kelly, to approve to return to open session at 8:40 a.m. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:40 a.m. All ayes carried the motion.

Nancy L. Roehrs, City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

March 6, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, March 6, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: None

Others in Attendance:

Rosemary Horvath Morning Sun

Patrick Herblet Police Chief

Erica Goff Gratiot County Herald

Kevin Palmer Parks & Recreation

Nine High School Students

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Kelly, to approve the minutes of the regular meeting held on February 20, 2007, subject to the correction on page 23 the last sentence should read "their existing contract". All ayes carried the motion.

Moved by Allen, supported by Church, to approve the minutes of the special meeting held on February 21, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Shrum, to approve the Claims & Accounts, in the amount of \$433,835.32.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Kelly, supported by Church, to receive and place on file the February 2007 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Kevin Palmer requested permission to hold a five kilometer road run and walk combined with a children's mile fun run in St. Louis on July 7, 2007 at 8:00 a.m. He provided a map of the city streets north of M-46 that the race would take place on and would have to be closed during the race.

The City Council was pleased that Kevin Palmer organized the race.

Moved by Shrum, supported by Church, to approve authorization for the five kilometer road run and walk combined with a children's mile fun run in St. Louis on July 7, 2007 at 8:00 a.m. subject to coordination with the Police Department. All ayes carried the motion.

**Communications.** None

**New Business.**

### **Superfund Resolution.**

City Manager McConkie requested that the City Council adopt Resolution No. 2008-03 to request that the Federal Legislators restore funding to once again provide adequate funding for clean-up of orphaned Superfund sites.

The following preamble and resolution were offered by Member Allen and supported by Member Kelly.

**WHEREAS**, Congress enacted the Comprehensive Environmental Response, compensation, and Liability Act (CERCLA) on December 11, 1980, which created a tax on chemical and petroleum industries and provided broad Federal authority to respond directly to releases or threatened releases of hazardous substances that may endanger public health or the environment and the tax collected went into a trust fund for cleaning up abandoned or uncontrolled hazardous waste sites, so called "orphan sites"; and

**WHEREAS**, Congress let the corporate tax on chemical and petroleum industries expire in 1995; and since, the trust fund created under CERCLA has been depleted; and

**WHEREAS**, funding the cost of investigations, enforcement, litigation, engineering studies and clean-up these orphan sites has now shifted from the Trust Fund to the government's general funds at substantially less funding such that less than desirable remedies are being selected for clean-up of orphan sites which ultimately may endanger public health or the environment or both in future years; and

**WHEREAS**, the City of Saint Louis has within its corporate limits, the Velsicol Chemical Corporation Superfund sites, one of the nations "orphaned sites," which clean-up remedy is currently being considered by the Environmental Protection Agency (EPA), Region 5 in coordination with the Michigan Department of Environmental Quality (MDEQ).

**NOW THEREFORE BE IT RESOLVED**, the City of Saint Louis wishes to thank Senator Carl Levin, Senator Debbie Stabenow and Representative Dave Camp for the support already expressed for full clean-up of the Velsicol Superfund site and further ask that they monitor progress in the decision on remedy for clean-up of the site.

**BE IT FURTHER RESOLVED**, the Saint Louis City Council asks Senator Carl Levin, Senator Debbie Stabenow and Representative Dave Camp to sponsor legislation to restore funding similar to that which under CERCLA created the Trust Fund and once again provide adequate funding for clean-up of orphaned Superfund sites to begin the healing and repair harm brought to the public health and the environment in communities where there are orphaned sites.

Ayes: Allen, Kelly, Church, Kubin, Shrum

Nays: None

Resolution Declared Adopted.

**Approve Attorney Appointment.**

City Manager McConkie requested that the City Council appoint Varnum, Riddering, Schmidt & Howlett as City Attorneys.

Moved by Shrum, supported by Kelly, to approve to appoint Varnum, Riddering, Schmidt & Howlett as City Attorneys. All ayes carried the motion.

**Approve 2007 Pavement Improvement Engineering Services – Spicer Group.**

Assistant City Manager Giles requested that the City Council approve the proposal from Spicer Group in the amount of \$9,500.00 for the 2007 Pavement Improvement Project Engineering Service.

Moved by Church, supported by Kelly, to approve the proposal from Spicer Group in the amount of \$9,500.00 for the 2007 Pavement Improvement Project Engineering Service. All ayes carried the motion.

**Approve Purchase of Two Vehicles.**

Assistant City Manager Giles requested approval to purchase one ½ Ton Pickup Truck in the amount of \$16,234.83 and the purchase of one ¾ Ton Pickup Truck with Mechanic Body in the amount of \$22,048.73 from the State of Michigan Vehicle Bid List for a total budgeted amount of \$38,283.56.

Moved by Shrum, supported by Allen, to approve the purchase of one ½ Ton Pickup Truck in the amount of \$16,234.83 and the purchase of one ¾ Ton Pickup Truck with Mechanic Body in the amount of \$22,048.73 from the State of Michigan Vehicle Bid List for a total budgeted amount of \$38,283.56. All ayes carried the motion.

**Approve Purchase of Street Lamp Posts.**

Assistant City Manager Giles requested approval to purchase 10 Street Lamp Posts for the MDOT Street Enhancement Project and 3 Street Lamp Posts for Inventory from Street Scape LLC for the total amount of \$26,273.00.

Moved by Church, supported by Kelly, to approve to purchase 10 Street Lamp Posts for the MDOT Street Enhancement Project and 3 Street Lamp Posts for Inventory from Street Scape LLC for the total amount of \$26,273.00. All ayes carried the motion.

**City Manager's Report.**

Assistant City Manager Giles stated that the contractor did test borings on the Green Property but a good water source was not found. Started testing the property on Cheesman Road this morning and at 153' found a good water source.

Also, the City Council received a copy of the professional service proposal from Stantec regarding FERC Compliance Assistance with the Hydroelectric Dam License. The proposal is in scope with the General Service Agreement that the council approved last year. The cost to complete the FERC Compliance is \$25,500.00.

Moved by Church, supported by Shrum, to approve the Proposal from Stantec to complete the FERC Compliance for the City of Saint Louis for the Hydroelectric Dam License in the amount of \$25, 500.00.

All ayes carried the motion.

Olive Road Project continues to go forward and anticipate construction starting June or July.

Assistant City Manager Giles will be meeting with Sensus on March 27<sup>th</sup> regarding the installation of the Auto Meter Reading System.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that she would be on vacation March 19<sup>th</sup> through March 23rd.

In the process of balancing the city's property tax information with the county treasurer for tax settlement.

Payroll Clerk Sally Stimson is off work for a couple of weeks due to having surgery. Accounting Leader Kathy Smith will be off work for two weeks at the end of March for surgery.

**Police Chief's Report.**

Police Chief Herblet stated that Lieutenant Evans is going to have a feature article in the Guest Column in the Gratiot County Herald soon.

The current reporting software that the police department uses no longer has tech support so may have to purchase a new program in the near future.

Police Chief Herblet reviewed Proposed Ordinance No. B-192 to Amend Ordinance B-118 for Causes of Blight or Blighting Factors; Offenses Designated of the St. Louis City Code with the City Council.

The words "operational for personal use not for sale" were removed from the current ordinance to enhance enforcement of the ordinance. Police Chief Herblet recommended that the City Council introduce Ordinance B-192.

Moved by Church, supported by Kelly, to approve to Introduce Ordinance B-192 to Amend Ordinance B-118 for Causes of Blight or Blighting Factors; Offenses Designated of the St. Louis City Code and to set the Public Hearing Date of Tuesday, March 20, 2007, at 7:30 a.m. All ayes carried the motion.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Kelly thanked the High School Students for being attentive at the meetings and he is really proud of their good behavior.

Council Member Allen inquired if the River Rock Project is still going forward.

City Manager McConkie stated that the owners are still planning to proceed but the finance process is slow.

Council Member Shrum stated that he agreed with Council Member Kelly on how great the High School Students have been at the council meetings.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 7:59 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

March 20, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, March 20, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Absent

Youth Delegate: Kristin Travis

Others in Attendance:

Craig Evans Lieutenant

Phil Hansen DDA Director

Erica Goff Gratiot County Herald Jan Bunting County Commissioner

Kurt Giles Utilities Director

Kathy Smith Account Leader

Council Member Kelly led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on March 6, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Church, to approve the Claims & Accounts, in the amount of \$280,911.87.

All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the Monthly Reports.

Moved by Shrum, supported by Allen, to receive and place on file the February 2007 Monthly Reports. All ayes carried the motion.

## **Public Hearing – Ordinance B-192**

Mayor Kubin opened the public hearing at 7:40 a.m. for discussion on Ordinance B-192 Amending Subsection (1) Ordinance B-118 (Also Known As Section 38-53), Subsection (1) Of The Ordinance Of The City Of St. Louis For Causes Of Blight Or Blighting Factors; Offenses Designated Of The St. Louis City Code.

City Manager McConkie stated that it will benefit the removal of junk and inoperable vehicles. Lt. Evans explained the change in the language will satisfy the ability to remove the vehicles.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:43 a.m.

Moved by Allen, supported by Kelly, to approve to adopt Ordinance B-192 Amending Subsection (1) Ordinance B-118 (Also Known As Section 38-53), Subsection (1) Of The Ordinance Of The City Of St. Louis For Causes Of Blight Or Blighting Factors; Offenses Designated Of The St. Louis City Code. All Ayes Carried the Motion.

## **Communications.**

City Manager McConkie stated that the following correspondences were received for the City of St. Louis.

Correspondence from DEQ regarding Water Supply and correspondence from Hoffmeyer Charitable Trust.

City Manager McConkie stated in regards to the DEQ correspondence, a letter should be sent to request a letter of support from the governor.

Moved by Allen, supported by Kelly, to approve to receive and place on file the correspondences received for the City of St. Louis. All ayes carried the motion.

## **New Business.**

### **Resolution 2007-04 Cable Channels.**

City Manager McConkie requested that the City Council adopt Resolution 2007-04 A Resolution Expressing That Our Community Has Three Operating Peg Channels And Plans Are To

Continue Maintaining The Current Operating Channels Under Any New Franchise Agreement From New Or Existing Cable/Video Providers.

The following preamble and resolution was offered by Member Shrum, and supported by Member Church.

**WHEREAS**, the City has a long and very successful history of supporting the operation of Public, Educational and Government (PEG) channels, made possible in large part by a successful cooperation by the current system of local cable franchising, and

**WHEREAS**, the City has a fully functional Public Access Channel, and an operational Educational Channel and an operational Governmental Channel, and

**WHEREAS**, the City operates the PEG channels through the cooperation of the Mid Michigan Area Cable Consortium for the benefit of the member communities and their residents, and

**WHEREAS**, it is determined by the members of the St. Louis City Council that any cable franchise agreements or video service provider agreements acknowledge in the agreement or in some other means that this service will not be eliminated, and

**WHEREAS**, our community believes that all residents should have access local, Public, Educational, and Governmental channels in the future as they have in the past, and now

**THEREFORE BE IT RESOLVED**, that the St. Louis City Council hereby affirms its support for the current PEG channels operations, and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to our current cable operator and to any video providers as they apply for franchises.

Adopted this 20<sup>th</sup> day of March, 2007 by the St. Louis City Council

Ayes: Shrum, Church, Kelly, Kubin

Nays: None

Resolution Declared Adopted.

**City Manager's Report.**

City Manager McConkie stated that it's good to be back.

**City Clerk/Treasurer's Report.** None

**Police Chief's Report.** None

**Student Delegate Report.** None

**City Council Comments.**

Council Member Kelly inquired about the number of police vehicles and their use. Lt. Evans explained the uses of each.

Moved by Kubin, supported by Church, to approve to adjourn the meeting at 7:53 a.m. All ayes carried the motion.

Kathy Smith

Acting City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

April 3, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, April 3, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: None

Others in Attendance:

Patrick Herblet Police Chief

Erica Goff Gratiot County Herald

Two High School Students

R.L. Green 256 Wilson Drive

Tim Hunicutt Hoovey Development

Council Member Church led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Church, to approve the minutes of the regular meeting held on March 20, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Allen, supported by Kelly, to approve the Claims & Accounts, in the amount of \$222,030.04.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Kelly, supported by Church, to receive and place on file the March 2007 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.** None

### **Communications.**

City Manager McConkie stated that communication was received from the EPA regarding city well sampling results and communication was sent to the Gratiot County Road Commission authorizing use of city streets as a detour while Riverside Drive is being improved.

Moved by Church, supported by Kelly, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

#### **Road Salt Commitment.**

City Manager McConkie requested that the City Council approve to commit to purchase 350 tons of salt from the State of Michigan Department of Management and Budget Purchasing Operations for the 2007/2008 winter season.

Moved by Shrum, supported by Church, to approve to commit to purchase 350 tons of salt from the State of Michigan Department of Management and Budget Purchasing Operations for the 2007/2008 winter season. All ayes carried the motion.

#### **Approve Payment to Hart Well Drilling – MDEQ Grant.**

City Manager McConkie requested that the City Council approve payment to Hart Well Drilling Company for Water Well Exploration in the amount of \$12,614.75 to be reimbursed by the MDEQ Alternative Water Supply Grant.

Moved by Church, supported by Shrum, to approve payment to Hart Well Drilling Company for Water Well Exploration in the amount of \$12,614.75 to be reimbursed by the MDEQ Alternative Water Supply Grant. All ayes carried the motion.

#### **Introduce Ordinance No. B-193 and Set Public Hearing Date.**

City Manager McConkie stated that the developer for the Cambridge Woods Housing Project agreed to pay for the infrastructure if the City Council would amend the ordinance to lower the annual service charge from 4% to 2%.

Tim Hunicutt of Hovey Companies told the City Council that the cost of the housing project is 1.3 million dollars which is being funded from MSDHA. The cost of the infrastructure is \$276,000 and Hovey Companies has to borrow the money to construct the infrastructure and loan with interest will end up costing \$458,000.00. If the City Council lowers the annual service charge to 2% it allows them to recoup their cost. Final drawings and site plans will soon be completed for the 49 unit housing development. The loan closing will be June 8, 2007, and look to start construction on July 2, 2007.

Council Member Church stated that the city would be loosing a lot of revenue by lowering the annual service charge and wanted to know if the city was going to be able to recoup any of that revenue.

City Manager McConkie stated that he would be coming back to the City Council at the next meeting with an agreement between the City, R.L. Green and Hovey Companies to be approved before the City Council approves Ordinance B-193.

City Manager McConkie recommended that the City Council introduce Ordinance B-193 to Amend Ordinance B-191 Section 5 Annual Service Charge for the Cambridge Housing Development and set the public hearing date of Tuesday, April 17, 2007, at 7:30 a.m.

Moved by Church, supported by Kelly, to approve to introduce Ordinance B-193 to Amend Ordinance B-191 Section 5 Annual Service Charge for the Cambridge Housing Development and Set the Public Hearing Date of Tuesday, April 17, 2007, at 7:30 a.m. All ayes carried the motion.

### **City Manager's Report.**

City Manager McConkie stated that the city received a phone call from the MDEQ late last week asking what contract costs were committed with the Alternative Water Supply Grant. Director Giles reported that \$214,000.00 of the \$300,000.00 was already committed. Sent a memorandum to State Senator and State Representative about the information requested. The State of Michigan may possibly be making funding cuts.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs thanked the City Council for their comments she received from her performance evaluation.

### **Police Chief's Report.**

Police Chief Herblet stated that he has been attending the Leadership of Gratiot workshops and there have been some good speakers and topics. On March 23, 2007, Lieutenant Evans and Sergeant Ramereiz put on a safety program at the workshop and received many excellent written comments on their performance. Police Chief Herblet commended Lieutenant Evans and Sergeant Ramereiz for their work.

The City Council stated that they were very appreciative and thankful for Lieutenant Evans and Sergeant Ramereiz for doing such a great job on the Safety Program Presentation at the Leadership of Gratiot County.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church stated that at the corner of East Street and Saginaw Street there is sand and dirt washing into the storm water system. Need to have some cement or gravel put in that area to hold back the soil.

Council Member Kelly wanted to know when the 4-Way Stop Sign would be installed at the intersection of W. Saginaw Street and N. Mill Street.

Police Chief Herblet stated that the equipment is in and DPW will be installing the sign just as soon as the weather is warmer.

Council Member Kelly stated that the police department has five vehicles and wanted to know if that amount of vehicles is excessive for the city to have.

Police Chief Herblet stated that the 2003 Patrol Car is not used very much and will be using that vehicle for the precision driving training. The unmarked police vehicle is for Lieutenant Evans and himself to use for meetings. The other three vehicles are used for patrol and by using all three vehicles it helps keep the repairs and maintenance cost down on vehicles because they are not being used as much.

Council Member Allen stated that she was glad to see the fountain in the river.

Council Member Allen wanted to know if the DPW new employee hiring was completed.

City Manager McConkie stated that three seasonal employees have been hired, one full-time employee and still have one more full-time employee to hire.

Moved by Kubin, supported by Church, to approve to adjourn the meeting at 7:45 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

April 17, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, April 17, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: Kristin Travis

Others in Attendance:

Patrick Herblet Police Chief

Erica Goff Gratiot County Herald

Phil Hansen DDA Director

Kurt Giles Assistant City Manager

R.L. Green 256 Wilson Drive

Tim Hunicutt Hoovey Development

Craig Evans Police Lieutenant

Rosemary Horvath Morning Sun

Council Member Shrum led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on April 3, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Kelly, to approve the Claims & Accounts, in the amount of \$151,833.32.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports for the month of April 2007.

Council Member Church wanted to know the limit amount of Mercury allowed in the Wastewater Treatment Plant. The Testing Report does not indicate what amount is over the limit.

Council Member Allen recommended that the maximum amount of mercury allowed be listed on the Monthly Wastewater Mercury Testing Report.

City Manager McConkie stated that he would discuss the matter with Assistant City Manager Giles.

Moved by Kelly, supported by Church, to receive and place on file the March 2007 Monthly Reports. All ayes carried the motion.

### **Public Hearing – Ordinance No. B-193 Annual Service Charge Cambridge Woods Housing.**

Mayor Kubin opened the public hearing at 7:38 a.m. for Ordinance No. B-193 an Ordinance Amending Ordinance B-191 to Amend Section 5 Annual Service Charge for the Cambridge Woods Housing Development.

City Manager McConkie stated that before the City Council approves Ordinance No. B-193 the Development Agreement between the City of Saint Louis, Hovey Companies and Richard Green needs to be approved.

The Development Agreement consists of the following:

- For reducing the Annual Service Charge Hovey Companies agrees to construct the infrastructure for the Cambridge Woods Housing Development.
- With the Annual Service Charge being reduced to 2% the city loses \$450,000 in revenue over the course of 35 years but it would cost the city that much if they would have had to borrow the money to put in the infrastructure.
- Richard Green will grant easements to the city for roadway and other easements for utilities that are needed to go across his property.
- Also, for the city reducing the Annual Service Charge the city will receive 35 acres east of the road from Richard Green with the city to pay the cost of surveying the property.
- The agreement also calls for Hovey Companies to keep any access soils from the building site on the property and to fill in wetland areas not protected and the wetland survey cost will be split three ways.

- The city will reimburse Richard Green \$10,000 to move the small building on the property now to property north of the 35 acres being given to the city.

City Manager McConkie stated that the agreement is overall very good and the housing project has been a goal of the City Council.

Council Member Church wanted to know how much of the 35 acres was going to be useable land since Consumers Energy has a high power gas line that goes across the property.

City Manager McConkie stated that there is about 20 acres of property that will be useable.

Council Member Kelly wanted to know how much the survey was going to cost.

City Manager McConkie stated that he did not know.

Council Member Allen stated that the survey would provide legal descriptions to the city for the 35 acres.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:59 a.m.

### **Approval of Development Agreement.**

City Manager McConkie recommended that the City Council approve the Development Agreement between the City of Saint Louis, Hovey Companies and Richard Green.

Moved by Church, supported by Kelly, to approve the Development Agreement between the City of Saint Louis, Hovey Companies and Richard Green and to authorize the Mayor to sign the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

### **Adoption of Ordinance B-193.**

City Manager McConkie recommended that the City Council adopt Ordinance B-193 an Ordinance Amending Ordinance B-191 to Amend Section 5 Annual Service Charge for the Cambridge Woods Housing Development.

Moved by Church, supported by Kelly, to approve Ordinance B-193 an Ordinance Amending Ordinance B-191 to Amend Section 5 Annual Service Charge for the Cambridge Woods Housing Development. All ayes carried the motion.

**Public Comments.** None

**Communications.** None

**New Business.**

### **Resolution Approving Local Jobs Today Program.**

City Manager McConkie requested that the City Council approve Resolution No. 2007-05 to Authorize the City Manager to execute the Local Jobs Today Program Loan Contract for the City of Saint Louis and other documents necessary for the project. Also, to Authorize the Mayor and City Clerk to execute the Construction Contract between the City of Saint Louis and Michigan Department of Transportation for the purpose of Construction Project Number STP 0729(013) Job Number 89546-Reconstruction of Olive Street and other documents necessary on behalf of the City of Saint Louis.

The following preamble and resolution were offered by Member Shrum and supported by Member Church.

BE IT RESOLVED, by members of the Saint Louis City Council, County of Gratiot, Michigan:

Section 1. Robert McConkie, City Manager of the City of Saint Louis is hereby authorized to execute the LOAN CONTRACT and any other documents necessary in the above named PROJECT acting on behalf of the City of Saint Louis.

Section 2. George Kubin, Mayor and Nancy Roehrs, City Clerk of the City of Saint Louis are hereby authorized to execute the CONSTRUCTION CONTRACT and any other documents necessary in the above named PROJECT acting on behalf of the City of Saint Louis.

Roll Call Vote:

Ayes: Shrum, Church, Kelly, Kubin, Allen

Nays: None

Abstain: None

RESOLUTION DECLARED ADOPTED.

### **Confirmation of Verbal Approval to Purchase Wire.**

City Manager McConkie requested that the City Council confirm verbal approval to purchase 5000 feet of Underground Electric Cable for Streetscape Project and the Clapp Park Block of Street Lights from Standard Electric in the amount of \$19,650.00 of which approximately \$12,000.00 will be reimbursed from the MDOT Enhancement Grant.

Moved by Church, supported by Shrum, to approve the confirmation of the verbal approval to purchase 5000 feet of Underground Electric Cable for Streetscape Project and the Clapp Park Block of Street Lights from Standard Electric in the amount of \$19,650.00 of which approximately \$12,000.00 will be reimbursed from the MDOT Enhancement Grant. All ayes carried the motion.

**Approve Payment to Stantec for FERC License Compliance Plan.**

City Manager McConkie requested that the City Council approve payment to Stantec for FERC License Compliance Plan in the amount of \$5,827.98.

Moved by Allen, supported by Kelly, to approve payment to Stantec for FERC License Compliance Plan in the amount of \$5,827.98. All ayes carried the motion.

**Approve Payment to FTC&h-Water Well Investigation.**

City Manager McConkie requested that the City Council approve payment to FTC&h for Water Well Investigation in the amount of \$10,716.80 to be reimbursed by the MDEQ Alternative Water Supply Grant.

Moved by Shrum, supported by Kelly, to approve payment to FTC&h for Water Well Investigation in the amount of \$10,716.80 to be reimbursed by the MDEQ Alternative Water Supply Grant. All ayes carried the motion.

**Approve Bio-Solids Land Application.**

City Manager McConkie requested approval for the Annual Bio-Solids Land Application by Bio-tech Agronomics according to the existing contract in the amount not to exceed \$35,000.00.

Moved by Allen, supported by Church, to approve the Annual Bio-Solids Land Application by Bio-tech Agronomics according to the existing contract in the amount not to exceed \$35,000.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that over the course of the last two weeks the work was substantial for the negotiations to complete the Development Agreement between the City of Saint Louis, Hovey Companies and Richard Green. It is good to see the agreement completed so the housing development can move forward on the Green property.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that the City of Saint Louis property tax collection matched with the County Treasurer's settlement.

City Clerk Roehrs stated that she has petitions now available for the Office of Mayor and two Councilperson positions.

City Clerk Roehrs stated that the MML Regional Meeting will be held on May 11, 2007, in Mt. Pleasant from 11:00 a.m. to 3:00 p.m. any council members interested in attending the meeting should contact her.

City Clerk/Treasurer Roehrs stated that she will be on vacation from April 19<sup>th</sup> thru April 29<sup>th</sup>.

**Police Chief's Report.**

Police Chief Herblet stated that the police department will be aggressively pursuing inoperable vehicle violations and if any person contacts the council members regarding complaints about vehicles please direct all complaints to him. The police will be giving a 10 day notice and a copy of the ordinance for all inoperable vehicle violations. Residents will be given 10 days to remove the vehicle and if it is not removed, the police department will issue a citation.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Allen stated that real estate is selling in St. Louis and not staying on the market very long.

Council Member Shrum stated that at the corner of E. State Street and S. Main Street there is a bad pot hole and there is always water laying there.

Assistant Manager Giles will check on the matter.

Council Member Allen wanted to know if the boat dock is going to be put in at Leppien Park or wait until the city fixes the boat ramp.

Assistant Manager Giles stated that the dock could be put in even though the boat ramp is not fixed. The boat ramp is 21' long but the problem is that the water is not deep enough at the end of the ramp so when somebody is putting their boat in they back their boat in further than the ramp. Looking at ways to form a ramp extension then put it in the water to extend the existing ramp.

Mayor Kubin stated that he recently gave a presentation with the 3<sup>rd</sup> graders at the Nikkari School.

Mayor Kubin stated that he had breakfast with Representative Opsommer and they discussed state funding and how it impacts local units of government. Representative Opsommer was the Mayor of Dewitt so he fully understands the needs of cities.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 8:21 a.m. All eyes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

May 1, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, May 1, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: None

Others in Attendance:

Craig Evans Lieutenant

Rosemary Horvath Morning Sun

Kurt Giles Assistant City Manager

Joe Scholtz 313 E. Saginaw Street

Joe Gostemch 5 G's Disposal

David Eldridge 1010 Michigan Avenue

Two High School Students

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on April 17, 2007, subject to the correction on page 41 paragraph 7 line 2 should read "would have cost". All ayes carried the motion.

### **Financial Statements.**

The City Council reviewed the Financial Statements for the month of March 2007.

Moved by Shrum, supported by Kelly, to approve the Financial Statements for the month of March 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts, in the amount of \$340,984.48.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes for the month of April 2007.

Moved by Kelly, supported by Church, to receive and place on file the April 2007 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Joe Scholtz and David Eldridge requested permission from the City Council to hold a canoe race on the Pine River July 7, 2007, from 10:00 a.m. to 2:00 p.m. and to use Penny Park to launch the canoes. The race would start at Penny Park go to the M-46 Bridge turn and go under the Mill Street Bridge around the Mill Pond and back to Penny Park.

Council Member Kelly inquired about having emergency personnel available during the race.

City Manager McConkie stated that arrangements could be made with the police and fire departments to be available.

Moved by Allen, supported by Shrum, to approve authorization for Joe Scholtz and David Eldridge to hold a canoe race on July 7, 2007, from 10:00 a.m. to 2:00 p.m. and to use Penny Park for the canoe race activities. All ayes carried the motion.

### **Communications.**

City Manager McConkie stated that the city received correspondence from Representative Dave Camp regarding funding for the Superfund trust fund.

Moved by Kelly, supported by Shrum, to approve to receive and place on file the communication from Representative Dave Camp. All ayes carried the motion.

### **New Business.**

**Set Work Session Date for 2007/2008 Budget.**

City Manager McConkie stated that the proposed 2007/2008 Budget has been prepared and gave the council members a copy of the budget.

City Manager McConkie recommended that the City Council set the date of Tuesday, May 22, 2007, at 7:30 a.m. for the 2007/2008 Budget Work Session to review the proposed budget.

Moved by Shrum, supported by Church, to approve to set the date of Tuesday, May 22, 2007, at 7:30 a.m. for the 2007/2008 Budget Work Session and Tuesday, June 5, 2007, at 7:00 p.m. for the Public Hearing on the Proposed 2007/2008 Budget. All ayes carried the motion.

**Approve Resolution 2007-06 – State Budget Crisis.**

City Manager McConkie requested that the City Council approve Resolution 2007-06 regarding the State of Michigan Budget Crisis.

The following preamble and resolution were offered by Member Allen, and supported by Member Shrum.

**WHEREAS**, after seven straight years of state budget deficits and four years of budget cuts, we are facing yet another \$3 billion shortfall in state revenue for the current and 2007-08 fiscal years; and

**WHEREAS**, \$3.6 billion has been cut from the state's budget over the past four years, and the state is operating with fewer state employees than in the 1970s; and

**WHEREAS**, funding for local governments has been cut by \$2 billion the last five years resulting in a loss of over 1,600 police officers and 2,000 fire fighters statewide, compromising the safety of our local communities; and

**WHEREAS**, Michigan's major taxes have been cut over 32 times in the past decade, our unemployment rate remains one of the highest in the country, and our auto industry continues to struggle; and

**WHEREAS**, the Single Business Tax (SBT), the primary tax paid by businesses in Michigan, will be entirely phased out by the end of the year with no replacement for the \$1.9 billion in revenue generated from this tax; and

**WHEREAS**, higher education in Michigan has already been cut by \$250 million which has resulted in college students and their families having to pay double digit tuition increases and a college education moving further out of reach for the state's middle class; and

**WHEREAS**, further cuts to state safety net programs for food assistance, childcare and health care will only result in a shift of demand to already overburdened county and municipal programs.

**THEREFORE BE IT RESOLVED**, that the City of St. Louis cannot sustain further cuts in essential services and that further funding cuts will result in a loss of quality of life for the citizens of our community and this state and an inability to retain and attract new business; and

**BE IT FURTHER RESOLVED**, that the Michigan Legislature must demonstrate bipartisan leadership by 1) identifying a full replacement for the SBT and, 2) affirming its commitment to finding funding solutions to address the budget deficit in a manner that will move Michigan into a sound economic future and ensure a high quality of life for our residents.

A copy of this resolution be sent to our state representative, state senator, Governor Granholm and the Michigan Municipal League.

AYES: Shrum, Church, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Discussion on Solid Waste Bid Results.**

City Manager McConkie stated that the city let the Solid Waste Contract out for bid and part of the bidding process was a mandatory meeting to discuss the bid documents and contract. Three companies submitted bids for the service but unfortunately there was a problem during the bidding process. One of the bidders did not attend the meeting and another bidder did not submit information needed for the bid which left only one bid for consideration.

Mayor Kubin wanted to know if the city should re-bid the contract.

City Manager McConkie recommended that the City Council reject all of the bids and authorize city management to negotiate with the existing Solid Waste Contractor to extend their contract due to lack of time to go through the bidding process again. The existing contract expires June 30, 2007.

Moved by Shrum, supported by Church, to approve to reject all of the Solid Waste Contract Bids. All ayes carried the motion.

Moved by Church, supported by Kelly, to approve authorization for City Management to negotiate with the Allied Waste Services to extend the existing contract. All ayes carried the motion.

**Approve Water Department Roof Replacement.**

City Manager McConkie requested that the City Council approve the bid proposal from Otterskin Roofgear & Construction Inc. in the amount of \$11,206.00 to replace the Water Department Building Roof.

Moved by Church, supported by Shrum, to approve the bid proposal from Otterskin Roofgear & Construction Inc. in the amount of \$11,206.00 to replace the Water Department Building Roof. All ayes carried the motion.

**Approve American Legion Post #256 Request.**

City Manager McConkie stated that American Legion Post #256 submitted a request to distribute for donations in the City of St. Louis for American Legion Veteran Poppies on May 17, 18, and 19, 2007.

Moved by Kubin, supported by Shrum, to approve the American Legion Post #256 request to distribute for donations in the City of St. Louis for American Legion Veteran Poppies on May 17, 18, and 19, 2007. All ayes carried the motion.

**Approve Request for Memorial Day Activities.**

City Manager McConkie stated that American Legion Post #256 and the VFW Post #3055 have requested authorization from the City Council for the Memorial Day Parade and to discharge fire arms at the Mill Street Bridge on Monday, May 28, 2007, at 10:00 a.m. for Memorial Day Services. The Police Department has reviewed the parade route and has no objections with the route.

Moved by Kelly, supported by Church, to approve authorization for Memorial Day Parade Route and to discharge blank fire arms at the Mill Street Bridge for Memorial Day Services on Monday, May 28, 2007, at 10:00 a.m. All ayes carried the motion.

**City Manager's Report.** None

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that on Tuesday, May 8, 2007, the School Election will be held and voters for the City of Saint Louis, Jasper, Coe, Greendale and Pine River Townships will be voting in the City Hall.

**Police Chief's Report.**

Police Lieutenant Evans stated that the St. Louis Police Department recently lead a training session at Delta College and the college was so pleased that they would like the department back every year for the training.

Mayor Kubin stated that he is very proud and has a lot of respect for the St. Louis Police Department.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church stated that the hole on Saginaw Street has still not been repaired and he is concerned somebody could get hurt if they stepped in it.

Council Member Allen stated that she noticed that the boat dock at Leppien Park is not in the water yet.

Assistant City Manager Giles stated that the dock should be put in the water soon and that the DPW has poured another slab of cement to add to the existing boat launch to help get the boats out in deeper water when they are launched.

Council Member Shrum thanked the city for fixing the hole at the corner of E. State Street and Main Street.

Council Member Church stated that he would be gone the month of June.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 7:52 p.m. All ayes carried the motion.

Nancy L. Roehrs, City Clerk

## **CITY COUNCIL PROCEEDINGS**

**St. Louis, Michigan**

**May 15, 2007**

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, May 15, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Youth Delegate: Kristin Travis

Others in Attendance:

Rosemary Horvath Morning Sun

Phil Hansen DDA Director

Patrick Herblet Police Chief

Erica Goff Gratiot County Herald

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on May 1, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts in the amount of \$368,503.85.

All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the Monthly Reports for the month of April 2007.

Moved by Shrum, supported by Allen, to receive and place on file the April 2007 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

## **Communications.**

Mayor Kubin stated that correspondence was received regarding the EPA public comment event to give opinions on how they did with the Pine River Cleanup Project. Mayor Kubin encouraged everyone to go to the St. Louis Public Library between the hours of 2:00 p.m. - 4:00 p.m. and 6:00 p.m. – 8:00 p.m. on May 15, 2007, to give their comments on the river cleanup and the need to have a complete clean up at the Velsicol Site.

Moved by Allen, supported by Church, to approve to receive and place on file the communication regarding

the U.S. Environmental Protection Agency Public Comment at the St. Louis Library. All ayes carried the motion.

## **New Business.**

### **Introduce Ordinance B-194 and Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-194 to Amend the Zoning Map of the City of Saint Louis pursuant to Section 3.2 of the Saint Louis Zoning Ordinance for property currently zoned I-1 General Industrial to R-2 Residential for the Velsicol Superfund Property.

Moved by Church, supported by Shrum, to approve to introduce Ordinance B-194 to Amend the Zoning Map of the City of Saint Louis pursuant to Section 3.2 of the Saint Louis Zoning Ordinance for property currently zoned I-1 General Industrial to R-2 Residential for the following parcels of land.

29-53-010-383-00

Deed L469 P795 A PARCEL OF LAND DESC AS BEG AT INTERSECTION OF N LINE OF WASH AVE WITH W LINE OF WATER ST. W ALG N LINE OF WASH AVE TO E MARGIN OF PINE RIVER, NW ALG E MARGIN OF PINE RIVER TO N LINE OF SAGINAW ST, E ALG N LINE OF SAGINAW ST TO A PT 429 FT W FROM W LINE OF WATER ST, N 132 FT, E 198 FT TO A PT N 264 FT TO S LINE OF CENTER ST, E ON S LINE OF CENTER ST 231 FT TO W LINE OF WATER ST, S ON W LINE OF WATER ST TO BEG, ALSO COM 19 RDS W OF NW COR OF BLK 86, H L HOLCOMB'S ADD, S 16

RDS, W TO A PT 16 RDS S & 57 RDS W OF NW COR OF BLK 75, HOLCOMB & EVANS ADD, N 16 RDS, E TO BEG, ALSO COM 57 RDS W & 131 FT N OF SW COR OF BLK 75 HOLCOMB & EVANS ADD, N 265 FT, W 122 FT, S 150 FT, E 30 FT, S 115 FT, E 92 FT TO BEG, ALSO COM 57 RDS W OF SW COR OF BLK 75, HOLCOMB & EVANS ADD, N 131 FT, W 92 FT, N 115 FT, W 30 FT, N 150 FT, W 76 FT, S 10 RDS, W 8 RDS, S 10 RDS, S 10 RDS, E 5 RDS, S 4 RDS, E 15 RDS TO BEG, ALSO COM 24 RDS N & 69 RDS W OF SW COR OF BLK 75, HOLCOMB & EVANS ADD, S 10 RDS, W 8 RDS, N 10 RDS, E 8 RDS TO BEG, SEC 24-12-3, CITY OF ST. LOUIS.

29-53-450-011-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 1-2-3-4-5-6 BLOCK 85

29-53-450-016-00

DEED L 469 P 795 H.L. HOLCOMB'S ADDITION LOTS 1,2,3,4,5,6 LESS E 15 FT. BLOCK 86

29-53-450-022-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 11 & 12 BLOCK 87.

29-53-500-002-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION S 9 RODS OF LOT 8 BLOCK 70

29-53-500-003-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION N 7 RDS OF LOT 8 BLK 70

29-53-500-014-00

HOLCOMB & EVANS ADDITION W ½ OF LOTS 1 & 2 BLOCK 73

29-53-500-001-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION LOT 7 BLOCK 70

29-53-450-021-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 7-8-9-10 BLOCK 87

29-53-450-023-00

DEED L 469 P 795 HL HOLCOMB'S ADDITION COM AT SW COR OF LOT 3 BLK 70 OF HOLCOMB & EVANS ADD, THE E 246 FT. N 99 FT, E 49.5 FT TO PINE RIVER, NORTH,

WEST & SOUTH ALG RIVER TO INTERSECTION OF SAME WITH THE N LINE OF CENTER ST. E ALG N LINE OF CENTER ST TO SE COR OF LOT 6, BLK 87, H L HOLCOMB'S ADD, N ALG E LINE OF LOTS 1-6 INC TO SE COR OF LOT 6, BLK 88, H L HOLCOMB'S ADD, E ALG N LINE OF NORTH ST TO SE COR OF LOT 6, BLK 70, HOLCOMB & EVANS ADD, N 165 FT, W 198 FT TO BEG, CITY OF ST LOUIS.

and to Set the Public Hearing Date of June 5, 2007, at 7:00 p.m. All ayes carried the motion.

**Approve Resolution 2007-07 – Authorize MDOT Streetscape Contracts.**

City Manager McConkie requested that the City Council approve Resolution 2007-07 to Authorize the Mayor and City Clerk to execute the Transportation Enhancement Project Contract #07-5260 Job Number 87601Z and Contract 07-5197 Job Number 87601A, between the City of Saint Louis and Michigan Department of Transportation for the Purpose of Streetscaping Work along Highway US-127 BR.

The following preamble and resolution were offered by Member Shrum, and supported by Member Church.

BE IT RESOLVED, by members of the Saint Louis City Council, County of Gratiot, Michigan that George Kubin, Mayor and Nancy Roehrs, City Clerk of the City of Saint Louis are hereby authorized to execute the aforementioned contracts acting on behalf of the City of Saint Louis.

Ayes: Shrum, Church, Allen, Kubin

Nays: None

Abstain: None

RESOLUTION DECLARED ADOPTED.

**Olive Road Engineering Proposal from Rowe Inc.**

City Manager McConkie requested that the City Council approve the proposal from Rowe Inc. for Engineering Services for the Olive Road Reconstruction Project in the amount of \$50,750.00.

Mayor Kubin expressed concern about the city not obtaining competitive bids from other engineering firms for the project.

City Manager McConkie stated that Rowe did the design and specification for the project and it is difficult for another engineering firm to do the construction engineering when they did not prepare the design.

Mayor Kubin stated that he still feels that bids should be taken to ensure that the city is getting the best price.

Moved by Shrum, supported by Church, to approve the proposal from Rowe Inc. for Engineering Services for the Olive Road Reconstruction Project in the amount of \$50,750.00. All ayes carried the motion.

### **City Manager's Report.**

City Manager McConkie stated that there has been a lot of activity in the city that has kept him busy and the attorneys from San Francisco are planning a period of time to be here in city hall and water department to review records.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated nominating petitions for the Office of Mayor and two Council Members are due today in her office by 4:00 p.m. and the terms of office are Mayor two years and Council four year terms.

### **Police Chief's Report.**

Police Chief Herblet stated that since the City Council passed the abandon vehicle ordinance have dealt with about 40 plus vehicles and about half of them have been taken care of already. Also, he and the State reviewed the speed limits coming into the city from the north where it goes from 55 to 45 to 35 to 25 within the city limits. The State said to leave the speed limits as they are because in a city neighborhood the speed should be 25 mph.

Council Member Kelly joined the meeting at 7:50 p.m.

City Manager McConkie complimented the police department. He rode around last night with Officer Rougenstein for about two hours and the officer did a very good job.

### **Student Delegate Report.**

Student Delegate Kristin Travis stated today was the last day of school for herself and the rest of the senior class. Graduation is May 24<sup>th</sup> and the senior all night party is after graduation at the Church of Christ.

Mayor Kubin thanked Kristin for participating at the council meetings and told the council that he had given her the Ambassador Award and a Plaque at the High School Award Ceremony.

### **City Council Comments.**

Mayor Kubin stated that Dan Long was given the Mayor Scholarship.

Mayor Kubin stated that he emailed the letter from Representative Camp regarding the Superfund having 2.9 billion dollars to Becky Frye of the EPA and wanted to know why the Velsicol Superfund Site is not being cleaned up. EPA has always said that the Superfund money

was depleted. Becky Frye from EPA stated that she could not answer his question and that someone with more authority would be answering his question.

Mayor Kubin stated that he visited with the Cub Scouts to help them earn their merit badges.

Mayor Kubin stated that Jan Bunting would like to donate some trees in memory of someone to the city.

City Manager McConkie stated that he would contact Jan Bunting to discuss possible locations for the trees.

Mayor Kubin stated that Thursday night at the RESD at 7:00 p.m. the Chamber of Commerce is sponsoring a Coordinated Governmental Services Workshop and invited the Council Members to attend the event.

Council Member Church stated that when you come into the city from the north on Main Street there is a lot of trash out in the yards and wanted to know what could be done about it.

Director Hansen stated that he would check with the other cities that he works with to see what they do about blight.

Council Member Kelly stated that the river walk in Lion's Park is in bad shape and the pavement is caving in.

City Manager McConkie stated that he would check with DPW Superintendent Abbott to see when the repair work is scheduled.

Council Member Allen stated that it is dangerous to walk on the pavement because of the holes.

Moved by Shrum, supported by Allen, to approve to adjourn the meeting at 8:12 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

**St. Louis, Michigan**

**May 22, 2007**

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, May 22, 2007, at 7:40 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church

Council Members Absent: James C. Kelly and William E. Shrum (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Rosemary Horvath Morning Sun

Kurt Giles Utilities Director

Patrick Herblet Police Chief

Mayor Kubin stated that the special meeting was called to discuss the Proposed 2007-2008 Budget.

City Manager McConkie stated that revenues in General Fund have been decreasing, due to less revenue sharing being received from the State of Michigan while expenses increase in the General Fund. The fund balance in General Fund will have a beginning balance of \$313,568 as of July 1, 2007 and an ending balance of \$230,145 June 30, 2008, which is less than a three month operational expense. City Manager McConkie stated that he is looking at a different health care plan that would save the city about \$50,000.

The Cemetery Perpetual Care Fund is under funded and the city will continue not to use the interest for operational purposes but to fund future cemetery operations.

The Gas & Weight Tax Revenue for Major Street and Local Street is decreasing people are using less fuel due to high cost. Street projects that are planned for Major Street are resurfacing Prospect Street from Corinth to College Place, Clinton Street from M-46 to Saginaw Street with a cost of \$90,000. Michigan Avenue from Hazel to State Street will be micro surfaced at a cost of \$30,000. The MDOT Streetscape Project will be completed this summer with MDOT contributing \$523,800. Also, the Olive Road Reconstruction Project will be done next fiscal year with a city match of \$50,000 out of Major Street and the remainder cost from grant funds. The Capital Improvement Fund will contribute \$140,000 to help fund the street projects.

Council Member Allen wanted to know why the Public Works line item in Major Street shows \$913,330 and the revenues only show \$742,990. If the fund is receiving less revenue the city should look at lowering expenses and not spend more than what is being received.

City Manager McConkie stated that he would investigate the Public Works line item more closely.

In the Local Street Fund the Public Improvement Fund will contribute \$125,000 to help fund the cost of the 2007 Street Improvements.

The Capital Improvement Fund will contribute \$40,000 for the long term debt on the Parking Lot Improvement, \$125,000 to Local Street and \$50,000 to Major Street for the local match of funds on the Olive Road Reconstruction Project.

The revenues are increasing in the Downtown Development Fund. Once again the Downtown Authority has allocated \$10,000 for the Façade Improvement Program. The DDA will also transfer \$4,000 to the G.O. Bond Debt Fund to help pay the long term debt on the parking lot improvements.

The Drug Enforcement Fund is an in and out fund with the city as the fiscal agent.

A new tax revenue line item was added to the Library Fund for the one mill to be collected on the summer taxes for library operations. The anticipated revenue from the taxes to be collected is \$43,000 and will be asking the surrounding townships to help fund the library.

City Manager McConkie stated that the only rate increases he is planning for the next fiscal year is \$2.00 a household for solid waste pickup and a slight water and sewer increase. The electric rates will not be increased this year.

Mayor Kubin asked City Manager McConkie what he thought the decrease in revenue sharing might be this year.

City Manager McConkie stated that the State Senators adopted a Bill to reduce revenue sharing by 4% but the Bill has to be approved by the House of Representatives yet.

Council Member Church expressed concern about the loss of revenue and the rise in cost for city services.

Moved by Church, supported by Allen, to approve to adjourn the meeting at 8:45 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

**St. Louis, Michigan**

**June 5, 2007**

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, June 5, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, James C. Kelly, William E. Shrum

Council Members Absent: Jerry Church (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz

Others in Attendance:

Rosemary Horvath Morning Sun

Joe Scholtz 313 W. Saginaw Street

Gary Smith 410 Euclid Street

Carol Layman Alma

Rich Apps Fire Chief

Patrick Herblet Police Chief

Phil Hansen DDA Director

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Mayor Kubin introduced Nick Davaloz as the Student Delegate for the next school year.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on May 15, 2007. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve the minutes of the special meeting held on May 22, 2007. All ayes carried the motion.

## **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Shrum, to approve the Claims & Accounts, in the amount of \$317,607.73.

All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes for the month of May 2007.

Mayor Kubin stated that the Housing Director's Report has not been included with the monthly board minutes for the Housing Commission and requested that the report be added to Housing Commission monthly minutes.

Moved by Allen, supported by Shrum, to receive and place on file the May 2007 Monthly Board Minutes. All ayes carried the motion.

## **Public Hearings.**

### **Budget 2007-2008.**

Mayor Kubin opened the public hearing for the 2007-2008 Budget at 7:10 p.m.

City Manager McConkie stated that the 2007-2008 Budget is basically the same as discussed at the budget workshop with only a few line items that were changed. The budget for all funds totals \$8.7 million which does not include \$1.3 million for the housing commission and fire department budgets. The general fund budget for the next fiscal year has revenues estimated at \$1.3 million with inter-fund transfers of \$400,000 and expenditures totaling \$1.7 million.

The library budget proposes a 1 mill levy in property taxes for library maintenance.

The non union employee compensation scale proposes a 3% wage increase.

Council Member Shrum wanted to know if the increase of inmates at the prisons over the last several years has effect on the water and sewer fund.

City Manager McConkie answered yes, and need to have the census count for the prisons redone due to the increase population at the facilities.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:27 p.m.

City Manager McConkie recommended that the City Council adopt the Resolution to approve the 2007-2008 Budget.

City Clerk Roehrs stated that corrections need to be made to the resolution before adoption. On the first page of the resolution it should read "2007-2008 Budget" date changed to June 5, 2007.

The following resolution and preamble were offered by Member Allen, and supported by Member Shrum.

CITY OF SAINT LOUIS

**2007-2008 Budget**

**ADOPTING RESOLUTION**

**WHEREAS**, the City Manager has submitted and filed with the City Council a proposed budget estimating revenues and expenditures for 2007-2008 fiscal year on June 5 2007, as required by Chapter VII, Section 7 of the City Charter and Act 2, Michigan Public Acts of 1968, as amended, and

**WHEREAS**, the City Council in accordance with Act 621 Michigan Public Acts of 1978, as amended, has set the date June 5, 2007 for a public hearing at 7:00 o'clock PM, or as soon thereafter as the agenda permits, to receive citizen comment on the proposed budget as presented herein. A copy of the affidavit of publication of said public hearing is on file with the City Clerk.

**NOW, THEREFORE, BE IT RESOLVED**, the City Council, after such hearing thereon and consideration thereof, does hereby adopt said budget as represented herein and fixes the tax of Fifteen (15) mills for general operating purposes and one (1) mill for maintaining a public library, to be raised by a general ad valorem tax upon owners of Real and Personal Property in the City, by the authority granted, and in accordance with the Michigan Constitution, the General Property Tax Act 206, Michigan Public Acts of 1893, as amended, MCLA § 397.201 and City Charter, Chapter VII, subject to limitations therein.

**BE IT FURTHER RESOLVED**, that the City Treasurer be authorized and directed to make such transfers between the various funds in accordance with the adoption of the budget as follows:

GENERAL FUND

REVENUES EXPENDITURES

Taxes \$ 671500 General Government \$ 573,890

License & Permits 33,600 Public Safety 721,330

Federal Grants 0 Public Works 172,015

State Grants 528,450 Community & Economic Development 120,860

Charge For Services 32,000 Recreation & Culture 124,350

Fines 9,000 Debt Service 10,599

Interest and Rents 28,630 Other Financing Uses 4,550

Other Revenues 24,600

Other Financing Sources 301,391

From Fund Balance 98,423

Total Revenues \$1,727,594 Total Expenditures \$1,727,594

CEMETERY PERPETUAL CARE FUND

REVENUES EXPENDITURES

State Grants \$ 0 General Government \$ 0

Interest 1,500 Other Financing Uses 0

Other Revenues 2,000

From Fund Balance 0 To fund Balance 3,500

Total Revenues \$ 3,500 Total Expenditures \$ 3,500

MAJOR STREET FUND

REVENUES EXPENDITURES

State Grants \$ 207,290 Highways Streets & Bridges \$ 307,830

Interest 6,000 Other Financing Uses 0

Other Revenues 15,000

Other Sources 50,000

From Fund Balance 29,540

Total Revenues \$ 307,830 Total Expenditures \$ 307,830

LOCAL STREET FUND

REVENUES EXPENDITURES

State Grants \$ 85,424 Highways, Streets & Bridges \$ 238,850

Interest 5,000

Other Revenues 500

Other financing Sources 125,000\_

From Fund Balance 22,930

Total Revenues \$ 238,850 Total Expenditures \$ 238,850\_

CAPITAL IMPROVEMENT FUND

REVENUES EXPENDITURES

Interest \$ 4,000 Other Uses \$ 215,000

Other Sources 123,730 To Fund Balance 0

From Fund Balance 87,270

Total Revenues \$ 215,000 Total Expenditures \$ 215,000

DOWNTOWN DEVELOPMENT AUTHORITY

REVENUES EXPENDITURES

Taxes \$ 28,000 Community & Economic Dev. \$ 18,700

Interest 1,300 Other Uses 4,000

From Fund Balance 0 To Fund Balance 6,600

Total Revenues \$ 29,300 Total Expenditures \$ 29,300

DRUG ENFORCEMENT FUND

REVENUES EXPENDITURES

Intergovernmental \$ 22,000 Public Safety \$ 126,500

Fines & Forfeits 34,500

Interest 500

Other Revenues 69,500 To Fund Balance 0

Total Revenues \$ 126,500 Total Expenditures \$ 126,500

T.A. CUTLER MEMORIAL LIBRARY

REVENUES EXPENDITURES

Taxes 43,000 Recreation & Culture \$ 183,483

State Grants 4,000 To Fund Balance 6,567

Contributions – Local Units 5,000

Charges for Services 1,500

Fines & Forfeits \$ 126,500

Interest & Rents 1,000

Other Revenues 4,500

Other Sources 4,550

From Fund Balance 0

Total Revenues \$ 190,050 Total Expenditures \$ 190,050

Ayes: Allen, Shrum, Kelly, Kubin

Nays: None

**Resolution declared adopted.**

## **Rezoning Velsicol Property.**

Mayor Kubin opened the public hearing at 7:27 p.m. on the request from the City of Saint Louis to rezone the Velsicol Property from I-1 General Industrial to R-2 Residential.

City Manager McConkie stated that the Planning Commission held a public hearing to rezone the property and found out that some of the residents were concerned about the rezoning of the former Velsicol site affecting their properties. Explained to the residents that it would not affect their properties but what it would require EPA to do a better clean up the site and not allow any other industry to be built on the property which would be in the best interest of the city. The Planning Commission recommended that the City Council approve to rezone the property.

Carol Layman from the CAG also recommended that the City Council approve the rezoning of the former Velsicol site from Industrial to R-2 Residential. If the property is rezoned the contamination clean up of the property would have to be more substantial.

Mayor Kubin closed the public hearing at 7:31 p.m.

Moved by Kelly, supported by Shrum, to approve to rezone the premises hereinafter described, which are currently zoned I-1 General Industrial are hereby reclassified in their entirety as R-2 Residential.

9-53-010-383-00

Deed L469 P795 A PARCEL OF LAND DESC AS BEG AT INTERSECTION OF N LINE OF WASH AVE WITH W LINE OF WATER ST. W ALG N LINE OF WASH AVE TO E MARGIN OF PINE RIVER, NW ALG E MARGIN OF PINE RIVER TO N LINE OF SAGINAW ST, E ALG N LINE OF SAGINAW ST TO A PT 429 FT W FROM W LINE OF WATER ST, N 132 FT, E 198 FT TO A PT N 264 FT TO S LINE OF CENTER ST, E ON S LINE OF CENTER ST 231 FT TO W LINE OF WATER ST, S ON W LINE OF WATER ST TO BEG, ALSO COM 19 RDS W OF NW COR OF BLK 86, H L HOLCOMB'S ADD, S 16 RDS, W TO A PT 16 RDS S & 57 RDS W OF NW COR OF BLK 75, HOLCOMB & EVANS ADD, N 16 RDS, E TO BEG, ALSO COM 57 RDS W & 131 FT N OF SW COR OF BLK 75 HOLCOMB & EVANS ADD, N 265 FT, W 122 FT, S 150 FT, E 30 FT, S 115 FT, E 92 FT TO BEG, ALSO COM 57 RDS W OF SW COR OF BLK 75, HOLCOMB & EVANS ADD, N 131 FT, W 92 FT, N 115 FT, W 30 FT, N 150 FT, W 76 FT, S 10 RDS, W 8 RDS, S 10 RDS, S 10 RDS, E 5 RDS, S 4 RDS, E 15 RDS TO BEG, ALSO COM 24 RDS N & 69 RDS W OF SW COR OF BLK 75, HOLCOMB & EVANS ADD, S 10 RDS, W 8 RDS, N 10 RDS, E 8 RDS TO BEG, SEC 24-12-3, CITY OF ST. LOUIS.

29-53-450-011-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 1-2-3-4-5-6 BLOCK 85

29-53-450-016-00

DEED L 469 P 795 H.L. HOLCOMB'S ADDITION LOTS 1,2,3,4,5,6 LESS E 15 FT. BLOCK 86

29-53-450-022-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 11 & 12 BLOCK 87.

29-53-500-002-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION S 9 RODS OF LOT 8 BLOCK 70

29-53-500-003-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION N 7 RDS OF LOT 8 BLK 70

29-53-500-014-00

HOLCOMB & EVANS ADDITION W ½ OF LOTS 1 & 2 BLOCK 73

29-53-500-001-00

DEED L 469 P 795 HOLCOMB & EVANS ADDITION LOT 7 BLOCK 70

29-53-450-021-00

DEED L 469 P 795 H. L. HOLCOMB'S ADDITION LOTS 7-8-9-10 BLOCK 87

29-53-450-023-00

DEED L 469 P 795 HL HOLCOMB'S ADDITION COM AT SW COR OF LOT 3 BLK 70 OF HOLCOMB & EVANS ADD, THE E 246 FT. N 99 FT, E 49.5 FT TO PINE RIVER, NORTH, WEST & SOUTH ALG RIVER TO INTERSECTION OF SAME WITH THE N LINE OF CENTER ST. E ALG N LINE OF CENTER ST TO SE COR OF LOT 6, BLK 87, H L HOLCOMB'S ADD, N ALG E LINE OF LOTS 1-6 INC TO SE COR OF LOT 6, BLK 88, H L HOLCOMB'S ADD, E ALG N LINE OF NORTH ST TO SE COR OF LOT 6, BLK 70, HOLCOMB & EVANS ADD, N 165 FT, W 198 FT TO BEG, CITY OF ST LOUIS

All ayes carried the motion.

**Public Comments.**

Gary Smith stated that the Task Force is trying to put together a larger campaign to get the message out to have the former Velsicol site cleaned up. Would like to know if the Task Force needs permission from the City Council to put signs in residential yards or business windows.

Mayor Kubin stated that the city does have an ordinance that regulates signs.

Police Chief Herblet stated that he would have to review the ordinance.

Mayor Kubin recommended that the Police Chief review the sign ordinance and place the matter on the next meeting agenda.

Mayor Kubin thanked Gary Smith for coming to the meeting.

Joe Scholtz stated that he was invited to go live on Radio Station WJR this Sunday night to discuss the Pine River contamination. He will be asked to give out phone numbers to the listeners to support the cleanup of the contamination and wanted to know who the city wanted to be contacted.

Mayor Kubin stated that in order for the phone calls to be effective that the Senators and Representatives phone numbers should be given.

The City Council thanked Joe Scholtz for his commitment to the community.

### **Communications.**

City Manager McConkie stated that communications were received regarding trees for Clapp Park being donated by Jan Bunting, Senator Roger Kahn response to email on HB's 4805, 4807 and 4809, and MML update on revenue sharing funding.

Moved by Allen, supported by Shrum, to approve to receive and place on file communications received. All ayes carried the motion.

### **New Business.**

#### **Set Public Hearing Date for 2006-2007 Budget Amendments.**

City Manager McConkie recommended that the City Council set the date of Tuesday, June 19, 2007, at 7:30 a.m. or as soon thereafter as the Agenda permits for the 2006/2007 Budget Amendments.

Moved by Allen, supported by Shrum, to approve to set the date of Tuesday, June 19, 2007, at 7:30 a.m. or as soon thereafter as the Agenda permits for the 2006/2007 Budget Amendments. All ayes carried the motion.

#### **Introduce Ordinance B-195 City Purchases & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-195 for City Purchases, Contracts and Sales and set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits.

Moved by Kelly, supported by Shrum, to approve to introduce Ordinance B-195 for City Purchases, Contracts and Sales and set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits. All ayes carried the motion.

**Introduce Ordinance B-196 Garage/Yard Sales & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-196 to Regulate Rummage, Yard & Garage Sales and to set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits.

Moved by Allen, supported by Kelly, to approve to introduce Ordinance B-196 to Regulate Rummage, Yard & Garage Sales and to set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits. All ayes carried the motion.

**Set Public Hearing – Alpha Plastics IFT Request.**

City Manager McConkie requested that the City Council set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits for the Alpha Plastics Industrial Facilities Tax Exemption.

City Clerk Roehrs stated that Alpha Plastics IFT request includes real property improvements of \$16,837.00 and new equipment purchase costs of \$335,375.00.

Moved by Allen, supported by Kelly, to approve to set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits. All ayes carried the motion.

**Set Public Hearing – CDBG Grant Application.**

Director Hansen requested that the City Council set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits for a Community Development Block Grant Application for paving parking lot on W. Saginaw Street on the north side of the street and the lot west of the bank building. The city is eligible for the grant because of the expansion the River Rock Restaurant is doing. For each additional job created \$20,000 is available to do the improvements. The city would have to match 10% of the grant funds if the project is awarded.

Moved by Shrum, supported by Kelly, to approve to set the public hearing date of Tuesday, June 19, 2007, 7:30 a.m. or as soon thereafter as the Agenda Permits for a Community Development Block Grant for downtown development and to approve support of the project. All ayes carried the motion.

**Approve 4<sup>th</sup> of July Activities Request.**

Director Hansen reviewed the 4<sup>th</sup> of July activities with the City Council and requested permission to have a hospitality tent on the second block of N. Mill Street and to close the street from Friday night July 6, 2007 at 6:00 p.m. until Sunday night July 8, 2007, at 6:00 p.m.

The Gem Theater wants to have a 16' x 24' stage for musical entertainment and the River Rock will be hosting the hospitality tent. Having the hospitality tent close to the restaurant will make it easier to for the owners to operate.

Moved by Shrum, supported by Allen, to approve authorization to close N. Mill Street on Friday, July 6, 2007 from 6:00 p.m. to Sunday, July 8, 2007, at 6:00 p.m. for a hospitality tent and entertainment for the 4<sup>th</sup> of July activities.

AYES: Shrum, Allen, Kubin

NAYS: Kelly

Motion carried.

**Approve Fireworks Permit.**

City Manager McConkie recommended that the City Council approve the Fireworks Permit to display fireworks at the Mill Street Bridge over the Pine River on Saturday, July 7, 2007, at dusk.

Moved by Shrum, supported by Kelly, to approve the Fireworks Permit to display fireworks at the Mill Street Bridge over the Pine River on Saturday, July 7, 2007, at dusk. All ayes carried the motion.

**Approve Payment to Hart Well Drilling-Water Well Exploration.**

City Manager McConkie requested that the City Council approve payment to Hart Well Drilling Company in the amount of \$9,643.50 for Water Well Exploration to be reimbursed by Michigan Department of Environmental Quality Grant.

Moved by Allen, supported by Shrum, to approve payment to Hart Well Drilling Company in the amount of \$9,643.50 for Water Well Exploration to be reimbursed by Michigan Department of Environmental Quality Grant. All ayes carried the motion.

**Approve Authorization for City Manager to Attend ICMA Conference.**

City Manager McConkie requested approval to attend the ICMA Conference at Pittsburg, Pennsylvania on October 7, 2007 thru October 10, 2007.

Moved by Shrum, supported by Kelly, to approve authorization for City Manager McConkie to at attend the ICMA Conference at Pittsburg, Pennsylvania on October 7, 2007 thru October 10, 2007. All ayes carried the motion.

**Approve Resolution 2007-08 Increase Water & Sewer Rates.**

City Manager McConkie stated that he is proposing that the 3,000 gallons per month usage be removed from the base rate of the water and sewer rates and increase the charge per 1,000 gallons 3 1/2%. He recommended that the City Council approve Resolution 2007-08 to increase water and sewer rates.

The following preamble and resolution were offered by Member Allen, and supported by Member Kelly, to raise rates for water and sewer usage to the following:

These rates shall be effective for all bills due and payable August, 2007, and thereafter:

(a) Gallons per month Min. Charge per 1,000 Gallons

Base \$8.00

First 17,000 \$1.60

Next 180,000 \$1.50

Over 200,000 \$1.45

A separate meter may be installed, at the customer's expense, to measure water used by cooling purposes. If water is used for cooling purposes, and the water is not discharged to a sanitary sewer, the rate will be:

Gallons per month Min. Charged per 1,000 Gallons

Base \$8.00

First 17,000 \$1.60

Next 20,000 \$1.50

(b) To the above commodity charge established in subsection (a), there shall be added a monthly service charge to cover billing costs, installation and maintenance of meters, based on meter size as follows:

Meter Size Monthly Charge

5/8 inch \$2.45

3/4 inch \$2.80

1 inch \$3.20

1 1/4 inch \$3.45

1 ½ inch \$3.75

2 inch \$6.10

3 inch \$8.20

4 inch \$14.25

6 inch \$22.10

8 inch \$30.85

(c) For non-metered flat rate customers, within the City, the charge shall be a minimum of \$21.85, which shall include the monthly service charge.

(d) For flat rate customers, outside the City, the charge shall be a minimum of \$43.70 per month, which shall include the monthly service charge.

(e) For customers outside the corporate limits, the charges shall be double the city commodity rate and service charge based on meter size when no rate agreement exists between the City and the Township.

(f) All other charges in effect shall remain the same.

#### Sewer Rate Schedule

(a) The monthly sewer bill shall be based on the water usage at the following rates:

Base \$5.00 minimum

\$3.05 per 1,000 gallons

Non-metered customers \$27.35

Non-metered, non-City residents,

When no rate agreement exists between

the City and Township \$49.15

(b) All other charges in effect shall remain the same.

AYES: Allen, Kelly, Shrum, Kubin\_

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Rate Schedule.**

City Manager McConkie recommended that the City Council approve the Rate Schedule for miscellaneous fees and tap in fees for water and sewer. The tap in fees for water were increased due to the higher cost of copper and some of the other item increases were because the fees were too low to cover the cost of the expense.

Moved by Allen, supported by Shrum, to approve the City of Saint Louis Rate Schedule effective July 1, 2007. All ayes carried the motion.

**Approve Resolution 2007-09 Increase Solid Waste Rates.**

City Manager McConkie recommended that the City Council approve Resolution 2007-09 to Increase Solid Waste Rates. The solid waste contract increased from \$8.83 a household to \$11.26 and the rates for residential pickup need to be increased for the cost of the service. Also, the yard waste collection rate needs to be increased to \$9.50 which is \$.75 higher.

The following preamble and resolution were offered by Member Shrum and supported by Member Allen.

Waste Collection to \$11.16 and to raise rates for Yard Waste Collection to \$9.50.

These rates shall be effective for all bills due and payable on July 1, 2007, and thereafter:

AYES: Shrum, Allen, Kubin, Kelly\_

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Electric Department Roof Replacement.**

City Manager McConkie recommended that the City Council approve the bid proposal from Otterskin Roofgear and Construction, Inc. in the amount of \$25,106.00 for the Electric Department Main Plant Roof Replacement. The low bid of \$24,400 was received from Herbert Roofing but the city is very satisfied with Otterskin's work performance.

Moved by Kelly, supported by Shrum, to approve to award the Electric Department Main Plant Roof Replacement to Otterskin Roofgear and Construction, Inc. in the amount of \$25,106.00. All ayes carried the motion.

**Approve 2007 Tax Rate Request.**

City Manager McConkie requested that the City Council approve the 2007 Tax Rate of 13.4317 mills for the City of Saint Louis to levy for operation. Due to the increase of additions for the city of 1.2 million the city's millage was not rolled back which increased the General Fund revenue about \$40,000.

Moved by Shrum, supported by Kelly, to approve the 2007 Tax Rate of 13.4317 mills for the City of Saint Louis operation and authorize the Mayor and City Clerk to sign the Tax Rate Request. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that the Annual MERS Actuarial Study was received and the results showed that for the four active Defined Benefit Plans the city is 93.2% funded which is very good.

City Manager McConkie stated that the attorneys for Sher-leff were in town to review city documents.

City Manager McConkie stated that St. Louis was asked to collaborate with Alma and Pine River on having one contractor for solid waste service to help keep the costs down to residents and to have a similar service in the communities.

Mayor Kubin stated that he understands the concept of having one contractor but it hurts the independent contractor because they cannot compete with the bigger contractors.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that the City of Saint Louis will host the MMEA Conference next Spring in Mt. Pleasant.

The summer tax bills will be prepared as soon as the millage rate is available from the County Equalization Department.

The reservations have been made for the Annual MML Conference in Traverse City next September.

**Police Chief's Report.**

Police Chief Herblet commended the school and students on the great year. The baseball district championship was held in St. Louis last Saturday and he was very impressed on how well the event was organized.

**City Council Comments.**

Council Member Kelly stated that there are some bad gravel bumps on Olive Road by Corinth Street where some construction was done.

City Manager McConkie stated that he would have Supt. Abbott look at the matter.

Council Member Kelly stated that the ladies that take care of the flowers for the Church of Christ told him that the hoses are bad and need to be replaced.

Council Member Allen thought the city was purchasing new soaker hoses for the flower beds.

Council Member Allen stated that she was very excited about the Fishing Derby that Joe Scholtz was once again organizing for the city.

Mayor Kubin inquired about the big stone hedge on Devon Street.

City Manager McConkie stated that he would have DPW Supt. Abbott check into the matter.

Moved by Kelly, supported by Allen, to approve to adjourn the meeting at 8:44 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

**St. Louis, Michigan**

**June 19, 2007**

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, June 19, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, James C. Kelly, William E. Shrum

Council Members Absent: Jerry Church (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Rosemary Horvath Morning Sun

Phil Hansen DDA Director

Kurt Giles Assistant Manager

Katherine Goettling Assessor

Janice Bunting County Commissioner

Don Schurr Greater Gratiot

Rich Ramereiz Police Sergeant

Saul Hernandez Police Officer

Joyce Gregoru 202 Surrey Road

Tina Way 110 E. Tyrell Street

Carmen Grey 512 N. Main Street

Yvonne Keiser 220 S. Lincoln Street

Joan Mulder 317 W. Washington

Heath Frillici 800 Woodside Drive

Connie Parshall 509 Seaman Street

Katherine Haggman 310 Delaware Street

Daniel Witherell 120 S. Pine Street

Erica Goff Gratiot County Herald

Council Member Kelly led in the Pledge of Allegiance to the Flag.

Mayor Kubin welcomed all those present to the meeting.

Moved by Kelly, supported by Shrum, to approve the minutes of the regular meeting held on June 5, 2007, subject to the following corrections; on page 63 the "All ayes vote on the motion" was missing, on page 66 Council Member Kelly voted against closing Mill Street for the 4<sup>th</sup> of July activities and on page 66 the "All ayes vote on the motion" was missing. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Allen, to approve the Claims & Accounts, in the amount of \$374,745.75.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports for the month of May 2007.

Council Member Kelly wanted to know if anyone in the Police Department was tracking miles driven on the vehicles. The City of Mt. Pleasant is tracking the new Dodge V-6 Vehicle against the V-8's to see the how the vehicles performance compares.

Sgt. Ramereiz stated that Lieutenant Evans tracks the department vehicles and he could better answer the performance of the city police vehicles. Have read the studies on the Dodge V-6 and they are showing that the vehicle is operating very well as a police vehicle.

Moved by Allen, supported by Kelly, to receive and place on file the May 2007 Monthly Reports. All ayes carried the motion.

### **Public Hearings.**

## **Budget Amendments 2006/2007.**

Mayor Kubin opened the public hearing for the 2006/2007 Budget Amendments at 7:41 a.m.

City Manager McConkie stated that the 2006/2007 Budget needed a few amendments in order to meet the State of Michigan requirements. In the General Fund had to increase the expenses for Public Safety \$20,000 which consists of the Police Department, Fire Department and Building Department. Community & Economic Development expenses were decreased \$70,000 due to Brownfield Grant Funds being spent in the prior fiscal year. Other Financing Uses was increased \$500 to meet the expenses of the bond debt because of special assessments not received. The amended budget total of General Fund expenses has been changed to \$1,769,232. The other funds were okay and there were a few minor changes made.

Council Member Allen stated that she thought the 2006/2007 Budget Amendments were good considering the loss of revenue General Fund received in the last year.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:45 a.m.

City Manager McConkie recommended that the City Council adopt the Resolution to approve the 2006/2007 Budget Amendments.

The following resolution and preamble were offered by Member Allen, and supported by Member Shrum.

### **2006-2007 Budget**

#### **AMENDING RESOLUTION**

**WHEREAS**, the City Manager has submitted and filed with the City Council a proposed budget estimating revenues and expenditures for 2006-2007 fiscal year on May 3, 2006, as required by Chapter VII, Section 7 of the City Charter and Act 2, Michigan Public Acts of 1968, as amended, and

**WHEREAS**, the City Council in accordance with Act 621 Michigan Public Acts of 1978, as amended, has set the date June 19, 2007 for a public hearing at 7:30 o'clock AM, or as soon thereafter as the agenda permits, to receive citizen comment on the proposed budget as amended herein. A copy of the affidavit of publication of said public hearing is on file with the City Clerk.

**BE IT FURTHER RESOLVED**, that the City Treasurer be authorized and directed to make such transfers between the various funds in accordance with the adoption of the budget as follows, and

**BE IT FURTHER RESOLVED**, all other funds published in the 2006-2007 Budget Document be recognized as Operating Projections, not as a Budget.

GENERAL FUND

REVENUES EXPENDITURES

Taxes \$ 657,400 General Government \$ 556,853

License & Permits 35,600 Public Safety 692,280

Federal Grants 75,000 Public Works 166,940

State Grants 545,320 Community & Economic Dev 184,250

Charge For Services 50,160 Recreation & Culture 109,310

Fines 13,000 Debt Service 10,599

Interest and Rents 28,650 Other Financing Uses 49,000

Other Revenues 37,050

Other Financing Sources 270,250

From Fund Balance 56,80

Total Revenues \$1,769,232 Total Expenditures \$1,769,232

CEMETERY PERPETUAL CARE FUND

REVENUES EXPENDITURES

State Grants \$ 0 General Government \$ 0

Interest 6,000 Other Financing Uses 0

Other Revenues 2,000

From Fund Balance 0 To fund Balance 8,000

Total Revenues \$ 8,000 Total Expenditures \$ 8,000

MAJOR STREET FUND

REVENUES EXPENDITURES

State Grants \$ 243,500 Highways Streets & Bridges \$ 255,480

Interest 4,000 Other Financing Uses 12,000

Other Revenues 16,500

From Fund Balance 3,480

Total Revenues \$ 267,480 Total Expenditures \$ 267,480

LOCAL STREET FUND

REVENUES EXPENDITURES

State Grants \$ 102,000 Highways, Streets & Bridges \$ 221,450

Interest 6,000

Other Revenues 500

Other financing Sources 12,000\_

From Fund Balance 100,950

Total Revenues \$ 221,450 Total Expenditures \$ 221,450\_

CAPITAL IMPROVEMENT FUND

REVENUES EXPENDITURES

Interest \$ 6,000 Other Uses \$ 53,335

Other Sources 174,015 To Fund Balance 126,680

Total Revenues 180,015 Total Expenditures 180,015

DOWNTOWN DEVELOPMENT AUTHORITY

REVENUES EXPENDITURES

Taxes \$ 22,000 Community & Economic Dev. \$ 18,400

Interest 300 Other Uses 4,000

From Fund Balance 100

Total Revenues \$ 22,400 Total Expenditures \$ 22,400

### DRUG ENFORCEMENT FUND

#### REVENUES EXPENDITURES

Intergovernmental \$ 22,000 Public Safety \$ 107,150

Fines & Forfeits 15,500

Interest 500

Other Revenues 69,150 To Fund Balance 0

Total Revenues \$ 107,150 Total Expenditures \$ 107,150

### T.A. CUTLER MEMORIAL LIBRARY

#### REVENUES EXPENDITURES

State Grants 3,500 Recreation & Culture \$181,880

Contributions – Local Units 600

Charges for Services 1,500

Fines & Forfeits \$ 105,000

Interest & Rents 2,000

Other Revenues 6,000

Other Sources 32,500

From Fund Balance 30,780

Total Revenues \$ 181,880 Total Expenditures \$ 181,880

Ayes: Allen, Shrum, Kelly, Kubin

Nays: None

RESOLUTION DECLARED ADOPTED.

**Ordinance B-195 City Purchases.**

Mayor Kubin opened the public hearing at 7:45 a.m. to discuss Ordinance B-195 to provide for the Fair and Equitable Treatment of all Persons Involved in Public Purchasing by the City of Saint Louis.

City Manager McConkie stated that Ordinance B-195 is needed to meet audit requirements for purchasing and pre-payment of bills that need to be paid before the City Council approves them. Section 6 of the ordinance states that all claims shall be approved by the City Council prior to payment, except for the following:

Ø Payroll

Ø Utility bills

Ø Payments on Bonded Debt

Ø Invoices with penalties or discounts that would be incurred if payment is not received prior to Council meeting where all claims will be approved.

The City Manager may authorize emergency expenditures when deemed essential due to the imminent threat to the health, safety or welfare of citizens of the City.

City Manager McConkie stated that one more item needed to be added to the list and referred to City Clerk Roehrs on the item.

City Clerk Roehrs stated that registration for conferences and accommodations need to be added.

City Manager McConkie stated that sometimes there is a time frame in which registrations have to be made for conferences and have to be paid for before council can approve them.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:48 a.m.

Moved by Shrum, supported by Kelly, to approve to adopt Ordinance B-195 to provide for the Fair and Equitable Treatment of all Persons Involved in Public Purchasing by the City of Saint Louis and to include conference registrations and accommodations on page 4 under Section 6. All ayes carried the motion.

### **Ordinance B-196 Garage/Yard Sales.**

Mayor Kubin opened the public hearing at 7:49 a.m. to discuss Ordinance B-196 to Regulate Rummage, Yard and Garage Sales in the City of Saint Louis.

City Manager McConkie stated that Section 4 was added to Ordinance B-196 to regulate Rummage, Yard and Garage Sales to allow the City Council to declare a community wide garage sale in the city that does not require a permit. Not more than one annual Community Wide Garage Sale would be allowed and could not exceed five consecutive days.

City Manager McConkie stated that the ordinance was being proposed because of residents complaining about neighbors having the garage sales for a long period of time and people's lawns being driven on by vehicles stopping at the garage sales.

The following public comments were made on the proposed ordinance:

- Garage Sales help people earn extra money to pay bills.
- The sales allow people to purchase clothing for their family that they could not afford otherwise.
- There is a problem with some people having too long of garage sales but not sure how to solve the matter.
- If a person gets a permit to have a sale in June cannot have another sale for three months and that sale could get rained out. A person gets penalized for bad weather.
- The ordinance states that any merchandise sold out of the yard requires a permit. Would someone selling vegetables in their yard need a permit and then they could not have a garage sale for another three months.
- The fine of \$500.00 is ridiculous and who is going to control it. The police officers have enough to do and should not have to drive around to see who is violating yard sales.
- Would like to know how many official complaints there has been regarding garage sales.
- If someone is having a continuous garage sale, that is classified as running a business out of a home and if someone has a mess in the yard from garages sales that could be covered under the Blight Ordinance.

Mayor Kubin stated that the city has to make laws for a few people that make it bad for the rest. He stated that he was not in favor of the ordinance the way it is written but does not know what the solution is.

DDA Director Hansen stated that maybe the ordinance can be written better but do not think the city should give up on it.

Enforcement Officer Goettling stated that over the last nine years there have been numerous complaints about people having garage sales all summer and people going to the garage sales were driving on lawns.

Connie Parshall wanted to know how many complaints have been received regarding yard sales.

Sergeant Rameriez stated that Goettling has other issues to deal with in her office and it is impossible to keep track of every phone call that is received regarding garage sales or any other matter. The police department receives complaints about garage sales and there is not enough time to write down every complaint that is received.

Mayor Kubin stated that every city has ordinances to protect the residents.

Council Member Shrum stated that the City Council wants to keep the city looking good.

Don Schurr stated that if someone is selling vehicles and having garage sales on a continuous basis is not an incidental yard sale and the State of Michigan has certain requirements that have to be followed as a business.

Council Member Allen stated that the council was glad that people showed up for the meeting to express their concerns because it helps the City Council on making a decision on the matter.

City Manager McConkie thanked everybody for coming to the meeting and for their comments and recommended that the City Council refer Ordinance B-196 back to city staff to re-draft the ordinance.

Mayor Kubin closed the public hearing at 8:23 a.m.

Moved by Kelly, supported by Kubin, to approve authorization for city staff to further review Ordinance B-196 to Regulate Rummage, Yard and Garage Sales in the City of Saint Louis and make recommendations back to the City Council. All ayes carried the motion.

### **Alpha Plastics IFT Request.**

Mayor Kubin opened the public hearing at 8:25 a.m. for the Industrial Facilities Exemption Request from Alpha Plastics at 800 Woodside Drive for land improvements of \$16,837.00 and personal property of \$335,375.00.

Don Schurr of Greater Gratiot stated that Alpha Plastics is requesting a 12-year property tax abatement for real property and a 7-year abatement for personal property. The expansion project is complete and the company will be hiring nine new employees.

Heath Frillici stated that Alpha Plastics acquired two new customers, one from North Carolina and the other from Indiana. The customer from North Carolina will generate \$1,000,000 in revenue and the customer from Indiana will generate \$500,000. The expansion consisted of adding two new production lines giving a total of 12 production lines for the company.

Council Member Shrum inquired if extruders that were installed were co-extruders.

Frillici stated that the machines installed are for profile excursion. Alpha Plastics is very fortunate for getting the two new customers and the company is doing very well.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 8:28 a.m.

**APPROVING A RECOMMENDATION OF AN INDUSTRIAL FACILITIES  
EXEMPTION FOR ALPHA PLASTICS, INC.**

Moved by Shrum supported by Allen to approve a recommendation of an Industrial Facilities Exemption for Alpha Plastics, Inc.

**WHEREAS**, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on April 7, 1986, this Council, by resolution, established St. Louis Industrial Development District No. 2, as requested by Greater Gratiot Development, Inc.; and

**WHEREAS**, Alpha Plastics, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to expansion of and acquisition of new equipment for an existing facility located within the Industrial Development District; and

**WHEREAS**, before acting on said application, the City Council held a hearing on June 19th, 2007, at the City Council Chambers, at 7:30 a.m., at which hearing the applicant, the Assessor, and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

**WHEREAS**, the expansion and installation of the new machinery and equipment had not begun earlier than six (6) months before, the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

**WHEREAS**, the expansion of the facility will retain 54 and create 9 new employment positions within a 2 year period of time in the City of St. Louis and Gratiot County; and

**WHEREAS**, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City, after granting the transfer of certificates, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted, the Council finds there will be no adverse impact, in fact, the Council finds there will be a positive long term benefit,

**NOW, THEREFORE, BE IT RESOLVED BY** the Council of the City of St. Louis that:

1. Alpha Plastics, Inc. is eligible to apply for Industrial Facility Exemption Certificates.
2. The Council finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974, shall not have the effect of substantially impeding the operation of the City of St. Louis, or impairing the financial soundness of a taxing unit which levies ad valorem taxes in the City of St. Louis; and
3. The Council recommends to the Michigan State Tax Commission the granting of the request for an Industrial Facilities Exemption Certificate, to wit:

**be and the same is hereby approved**, and that

The Industrial Facilities Exemption Certificates, when approved shall be and remain in force for a twelve (12) year period for all real improvements and a seven (7) year period of time for the addition of machinery and equipment.

AYES: Shrum, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

### **CDBG Grant Application.**

DDA Director Hansen recommended that the public hearing for the Community Development Block Grant Application for downtown improvements be cancelled because the application process with MSHdA is lengthy and it would hold the River Rock Restaurant up from starting their construction. Meeting with MSHDA this week to find out how they can make the program more efficient and less time consuming.

### **Public Comments.**

Daniel Wetherell stated that the City is raising its water rates and is having a hard time accepting the water rate increase when the quality of water is not good. Do not think the city can warrant a water rate increase.

Mayor Kubin stated that the city is pursuing a lot of avenues politically and a lawsuit to assist the city to have revenue to improve the water system.

Mayor Kubin thanked Wetherell for coming to the meeting.

**Communications.**

City Manager McConkie stated that communication was received from the Michigan Municipal League Workers' Compensation Fund on the City of Saint Louis being awarded one of 30 Loss Control Achievement Awards. Saint Louis was recognized for having one of the two most improved experience modification factors.

Moved by Allen, supported by Shrum, to approve to receive and place on file communication received. All ayes carried the motion.

**New Business.**

**Discussion on Sign Ordinance.**

City Manager McConkie stated that Police Chief Herblet was not able to attend the meeting and the matter would be discussed at the next meeting.

**Approve Resolution 2007-08 Correction.**

City Manager McConkie stated that there was an error in Resolution 2007-08 for the Water and Sewer Rate Increases and Resolution 2007-08 needs to be corrected.

Moved by Allen, supported by Kelly, to raise rates for water usage to the following:

These rates shall be effective for all bills due and payable August, 2007, and thereafter:

(a) Gallons per month Min. Charge per 1,000 Gallons

Base \$8.00

First 20,000 \$1.60

Next 180,000 \$1.50

Over 200,000 \$1.45

A separate meter may be installed, at the customer's expense, to measure water used by cooling purposes. If water is used for cooling purposes, and the water is not discharged to a sanitary sewer, the rate will be:

Gallons per month Min. Charged per 1,000 Gallons

Base \$8.00

First 20,000 \$1.60

Next 20,000 \$1.50

(b) To the above commodity charge established in subsection (a), there shall be added a monthly service charge to cover billing costs, installation and maintenance of meters, based on meter size as follows:

Meter Size Monthly Charge

5/8 inch \$2.45

3/4 inch \$2.80

1 inch \$3.20

1 ¼ inch \$3.45

1 ½ inch \$3.75

2 inch \$6.10

3 inch \$8.20

4 inch \$14.25

6 inch \$22.10

8 inch \$30.85

(c) For non-metered flat rate customers, within the City, the charge shall be a minimum of \$21.85, which shall include the monthly service charge.

(c) For flat rate customers, outside the City, the charge shall be a minimum of \$43.70 per month, which shall include the monthly service charge.

(e) For customers outside the corporate limits, the charges shall be double the city commodity rate and service charge based on meter size when no rate agreement exists between the City and the Township.

(f) All other charges in effect shall remain the same.

## Sewer Rate Schedule

(a) The monthly sewer bill shall be based on the water usage at the following rates:

Base \$5.00 minimum

\$3.05 per 1,000 gallons

Non-metered customers \$27.35

Non-metered, non-City residents,

When no rate agreement exists between

the City and Township \$49.15

(b) All other charges in effect shall remain the same.

AYES: Allen, Kelly, Shrum, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

### **Approve Wastewater System Upgrade-Olive Street.**

City Manager McConkie requested that the City Council approve the cost to upgrade the Wastewater System for Olive Road Reconstruction Project in the amount not to exceed \$19,000.00.

Moved by Allen, supported by Shrum, to approve the cost to upgrade the Wastewater System for Olive Road Reconstruction Project in the amount not to exceed \$19,000.00. All ayes carried the motion.

### **Approve Solid Waste Contract.**

City Manager McConkie requested that the City Council approve the Solid Waste Contract from Allied Waste, Inc. The contract expires on March 31, 2008 to allow the opportunity to collaborate with the City of Alma and Pine River Township for a multiple government agreement for solid waste services

Moved by Shrum, supported by Allen, to approve the Solid Waste Contract between Allied Waste, Inc. and the City of Saint Louis to expire March 31, 2008 and to authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis.

Ayes: Shrum, Allen, Kelly

Nays: Kubin

Motion carried.

### **City Manager's Report.**

City Manager McConkie stated that Assistant Manager Giles has not been able to plan vacation time due to the fact of his absence during surgery and he recommended that Giles be paid for 76 hours of vacation that he has not been able to use. Also, Mayor Kubin discussed giving City Clerk/Treasurer Roehrs a bonus for of the excellent audit report for fiscal year 2006 and would recommend that she be given \$1,000 for the special achievement. Accomplishments of the excellent audit is not attributed to one person and believe that all personnel in Nancy's department should be recognized. He recommended that Account Leader Kathy Smith be given three extra days of vacation and the rest of the full-time personnel be given two extra days off. If

the City Council approves the vacation days and the time is not used by June 30, 2007, the vacation days would carry over into fiscal year 2007-08.

Moved by Shrum, supported by Kelly, to approve authorization to pay Assistant Manager Kurt Giles 76 hours of vacation at his current rate of pay, City Clerk/Treasurer Nancy L. Roehrs \$1,000.00 for recognition of excellence performance of the 2006 Fiscal Year Audit Report and award Account Leader Kathy Smith three days of vacation with the rest of City Clerk/Treasurer Roehrs full-time employees receiving two days of vacation. If the vacation time is not used by June 30, 2007, the employees may carry-over the vacation days into Fiscal Year 2007-08. All ayes carried the motion.

City Manager McConkie stated that he was in the process of revising the Employee Policy Handbook but it will not be completed by June 30, 2007. Recommended that the City Council approve the amendments to the handbook so it is effective for fiscal year 2006-07.

The amendment authorizes the city to provide coffee and condiments to the employees and all departments throughout the city buildings as an employee benefit and to encourage good will toward visitors by providing refreshments. The other amendment is for the Employee/Board/Commission/Committee members recognition program.

Moved by Shrum, supported by Kelly, to approve the Employee Handbook Policy Amendment as follows:

Coffee – The City Council expects employees to be cordial to all who may visit City facilities and be able to provide refreshments to visitors. The City provides coffee and condiments to all

employees stationed at various locations throughout City buildings an employee benefit and to encourage good will toward visitors.

Employee/Board/Commission/Committee members' recognition program – The City Council has instituted a recognition program to be designed and implemented by the City Manager from time to time to recognize extraordinary service and performance by City employees and Board/Commission/Committee members.

The amendments shall be effective for the entire year ending June 30, 2007. All ayes carried the motion.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs thanked the City Council and City Manager McConkie for performance recognition she and her employees were given for the 2006 Fiscal Year Audit Report.

### **Police Chief's Report.** None

### **City Council Comments.**

Council Member Kelly wanted to know what happened to the parking lines that were painted because they looked great one day and the next day you couldn't tell that they were painted.

City Manager McConkie stated that apparently the contractor used a water base paint and the paint did not stay on the blacktop.

Council Member Kelly wanted to know if there was any progress with fixing the cement bank at Lion's Park. Noticed that there are some orange barrels around the river bank and thought maybe the DPW was doing some work there.

City Manager McConkie stated that he would check on the matter.

Council Member Kelly stated that in the "Sound Off" column in the Morning Sun he read that the sirens were going off at the prisons for about 15 minutes and the person called city hall to find out what was going but nobody knew.

City Clerk Roehrs stated that the day the sirens went off Mari Ann Layman was out at the golf course helping at the Middle of the Mitten Golf Outing and she receives the calls when there is a drill at the prisons.

Mayor Kubin stated that there should be another contact person to be notified when there is something going on at the prison so city hall can keep the public informed.

Mayor Kubin left the meeting at 8:56 a.m.

**Closed Session – Property Purchase.**

City Manager McConkie requested a closed session of the City Council to discuss property purchase.

Moved by Shrum, supported by Kelly, to approve to go into closed session to discuss property purchase at 8:56 a.m. All ayes carried the motion.

Moved by Shrum, supported by Allen, to approve to return to open session at 9:23 a.m. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve to adjourn the meeting at 9:23 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

July 10, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, July 10, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Jerry Church, William E. Shrum

Council Members Absent: Melissa A. Allen (excused) and James C. Kelly

Assistant City Manager: Kurt Giles

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Council Member Church led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Church, to approve the minutes of the regular meeting held on June 19, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts, in the amount of \$497,162.91.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Church, supported by Shrum, to receive and place on file the June 2007 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.** None

## **Communications.**

Assistant City Manager Giles stated that communication was received from MADD and County Wide Collaboration.

Moved by Shrum, supported by Church, to receive and place on file the communications. All ayes carried the motion.

## **New Business.**

### **Discussion – Sign Ordinance.**

Police Chief Herblet stated that the City Council requested that he review the Sign Ordinance for an opinion on placing the “EPA Haul It Away Signs” on private property. The Sign Ordinance allows one sign to be placed on private property as long as they are behind the sidewalk or beyond the street right-of-way. If the signs are placed in the tree lawn they are in violation of the ordinance.

Mayor Kubin thanked Chief Herblet for reviewing the ordinance.

### **Appointment of Representative to Greater Gratiot Development.**

Mayor Kubin stated that the City Council needs to appoint a City Official as the City of Saint Louis Representative for Greater Gratiot Development and recommended City Manager Robert McConkie.

Moved by Shrum, supported by Church, to approve to appoint City Manager Robert McConkie as the City of Saint Louis Representative for Greater Gratiot Development. All ayes carried the motion.

### **Approve Purchase of Docks for Leppien Park and N. Mill St. Property.**

Assistant City Manager Giles requested approval for payment to Waterfront Dock Services for installation and purchase of docks at Leppien Park at the cost of \$4,400.00 and North Mill Street Property at the cost of \$4,546.00 for a total amount of \$9,703.00.

Moved by Shrum, supported by Church, to approve the payment to Waterfront Dock Services for installation and purchase of docks at Leppien Park at the cost of \$4,400.00 and North Mill Street Property at the cost of \$4,546.00 for a total amount of \$9,703.00. All ayes carried the motion.

### **Approve Consultant Proposal for Well Field Development-MDEQ Grant.**

Assistant City Manager Giles requested that the City Council approve the Well Site Investigation Consultant Proposal from fTC&H in the amount not to exceed \$20,000.00 to be reimbursed by MDEQ Grant.

Moved by Church, supported by Shrum, to approve the Well Site Investigation Consultant Proposal from fTC&H in the amount not to exceed \$20,000.00 to be reimbursed by MDEQ Grant. All ayes carried the motion.

**Approve Resolution 2007-12- Wildlife Management, Recreation & Land Use Plan.**

Assistant City Manager Giles stated that as part of the FERC License compliance the City of Saint Louis has to have a Wildlife Management Plan, Recreation and Land Use Plan and a Woody Debris Management Plan and recommended that the City Council adopt Resolution 2007-12 to approve the plans.

The following preamble and resolution were offered by Member Church, and supported by Member Shrum.

Resolution to adopt Wildlife Management Plan, Recreation and Land Use Plan and Woody Debris Management Plan;

**WHEREAS**, the City of Saint Louis applied for and received license on November 29, 2001 from the Federal Energy Regulatory Commission (FERC) to operate and maintain a dam on the Pine River; and

**WHEREAS**, of the several requirements of the license is to institute such measures under a plan coordinated with input from the US Fish and Wildlife Service and the Michigan Department of Natural Resources (MDNR) that would address recreation and land use, wildlife management and woody debris management in the project area; and

**WHEREAS**, the City of St. Louis contracted with STANTEC to assist in the development of such plans that would meet requirements under the license granted by FERC; and

**WHEREAS**, the City of St. Louis after meeting with representatives from the US Fish and Wildlife Service and the MDNR and after receiving and incorporating comments from said agencies into the plan documents, has submitted the plan documents to the City of Saint Louis Parks and Recreation Commission for comment and recommendations; and

**WHEREAS**, the Parks and Recreation Commission expresses their displeasure with the Recreation and Land Use Plan as proposed because it conflicts with priorities established by the Commission in their own Parks and Recreation Plan duly adopted and now on file with MDEQ as a prerequisite for potential grant funding.

**NOW THEREFORE BE IT RESOLVED**, the Saint Louis City Council after careful consideration and not without objection hereby adopts the City of Saint Louis Municipal Dam Wildlife Management Plan, the City of Saint Louis Municipal Dam Recreation and Land Use Plan, and the City of Saint Louis Municipal Dam Woody Debris Management Plan and authorizes filing of said plans with FERC.

AYES: Church, Shrum, Kubin\_

NAYS: None

RESOLUTION DECLARED ADOPTED.

**City Manager's Report.**

Assistant City Manager Giles stated that the Olive Street Reconstruction Project is in progress and the MDOT Enhancement Project should be starting around July 18th or 19th.

**City Clerk/Treasurer's Report.** None

**Police Chief's Report.**

Police Chief Herblet stated that the July 7<sup>th</sup> Celebration Event went very well in the city and there were no problems with the hospitality tent.

Will be enforcing the "No Parking" on the right side of Devon, York, Essex, Surrey and Chatman after all of the signs have been installed within the next two weeks.

**City Council Comments.**

Council Member Church stated that at the west end of Tyrell Street the street has been torn up for awhile and wondered if it is going to be repaired.

Assistant City Manager Giles stated that the street will be taken care of with the annual pavement improvement project this fall but could possibly patch the area until it is paved.

Council Member Shrum wanted to know what is happening with all of the huge stone on the Green property on Devon Drive.

Mayor Kubin stated that he spoke to the owner about the stone and he said that he was going to use the stone for landscaping.

Chief Herblet stated that the City Manager is going to write to the property owner about the matter because it is in the city's right-of-way.

Council Member Church stated that the property at the corner of Watson and Saginaw Streets has about six old trucks stored on the property.

Chief Herblet stated that the city went to court a couple of times regarding the vehicles and the property owner was put in jail but he still does nothing to remove the vehicles.

Mayor Kubin stated that the Lions Club would like to donate a United States Flag to the city and requested that City Clerk Roehrs contact Phil Raske to come to the next evening council meeting to present the flag.

Mayor Kubin wanted to know if the city was going sweep the streets soon.

Assistant City Manager Giles stated that the streets were swept yesterday.

Mayor Kubin stated that there has been a garage sale on M-46 almost every day for the last few weeks and realizes that a garage sale ordinance is needed. City Manager McConkie is revising the ordinance allowing a property owner a garage sale once a month but only lasting for three days.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 7:55 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

July 24, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, July 24, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Phil Hansen DDA Director

Kurt Giles Utilities Director

Erica Goff Gratiot County Herald

Don Schurr Greater Gratiot

Janice Bunting County Commissioner

Joan Mulder 317 W. Washington Ave.

Katherine Goettling City Assessor

Council Member Shrum led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Church, to approve the minutes of the regular meeting held on July 10, 2007, subject to the correction on page 88 paragraph 1 line 1 should read "Chatham". All ayes carried the motion.

**Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts, in the amount of \$410,533.48.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports.

Moved by Allen, supported by Shrum, to receive and place on file the June 2007 Monthly Reports. All ayes carried the motion.

### **Public Comments.**

Joan Mulder stated that about a month ago at a council meeting a committee was to be formed to discuss revisions to the proposed Garage Sale Ordinance. She was contacted last Friday night at 5:00 p.m. to attend a meeting Monday morning on the 23<sup>rd</sup> at 9:00 a.m. to meet with the committee to discuss the ordinance. The committee suggested several changes be made to the ordinance but when she reviewed the ordinance today she noticed that only a couple of the changes were made. She expressed her dissatisfaction with the way the ordinance was drafted. She requested that the City Council take time to review the ordinance more before taking action on the way it is written.

### **Communications.**

City Manager McConkie stated that communication was received from Alma Transportation Services regarding ridership, Director Hansen on 4-Way Stop for intersection N. Mill and W. Saginaw Streets, Chief Herblet garage sale ordinance, St. Louis and Mid-Michigan Correctional Facilities work crew elimination, Senator Kahn update on revenue sharing and from the EPA regarding City and Sentry Well Sampling results.

Council Member Church requested further clarification on the city and sentry well sampling results report. He requested a graph showing the amounts of p-CBSA in the city and sentry wells along with information explaining the increase or decrease amounts of the chemical found in the water wells. He also requested that the report be available for the next council meeting.

Moved by Allen, supported by Shrum, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

**MML Worker's Compensation Board of Trustees.**

City Manager McConkie stated that there is three incumbent MML Worker's Compensation Board of Trustees that have agreed to seek re-election and recommended that the City Council approve to vote for the candidates.

Moved by Allen, supported by Church, to approve to vote for Gretchen Driskell, Ralph Maccarons III. And Larry Nielsen for the Michigan Municipal League Worker's Compensation Board of Trustees. All ayes carried the motion.

### **Approve Sale of State Road Property.**

City Manager McConkie recommended that the City Council approve the Purchase Agreement between the City of Saint Louis and SST Environmental, L.L.C for the city's property at 7125 N. State Road in the amount of \$40,500.00.

The company is proposing to build a waste water treatment and recycling facility for the purpose of fertilizer production and distribution. The company is looking to invest \$2,000,000 to construct the facility.

Don Schurr stated that the company also contracts with restaurants for disposing of grease, port-a-potty waste and septic tank waste.

Council Member Church asked how many employees the company would be hiring.

Schurr answered that the company will hire seven employees to start with.

City Manager McConkie stated that the property is currently zoned I-2 which doesn't permit or prohibit the operation and the Zoning Board of Appeals will be meeting to determine the appropriate zoning and use conditions. The same night the Planning Commission will meet to approve a Special Use Permit for the facility along with reviewing the Site Plan.

Council Member Allen stated that Section 5 of the Purchase Agreement states that city pays all closing costs and it should state that the seller pays all costs related to their side and the buyer pays their cost. Further clarification of the wording from the attorney should be addressed on the matter.

Moved by Allen, supported by Church, to approve the Purchase Agreement between the City of Saint Louis and SST Environmental, L.L.C for the city's property at 7125 N. State Road in the amount of \$40,500.00 with clarification of seller costs in Section 5 of the agreement and authorization for the Mayor or City Manager to sign the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

### **Ordinance B-196 – Regulate Rummage, Yard & Garage Sales.**

City Manager McConkie stated that some revisions were made to the proposed Ordinance B-196 to regulate rummage, yard & garage sales from the various comments recommended by the committee; such as estate sales, sale of produce in property owner's yard, in home sales, sale of

crafts, craft shows and what happens if it rains on the scheduled days of the garage sale. In the ordinance draft given to the council this morning tried to address some of the issues discussed yesterday. He requested that the council review both copies of the ordinance and let him know their comments and suggestions on the ordinance.

Mayor Kubin suggested that on the back of the permit the garage sale rules should be attached to make the people aware of the regulations. Also, think the ordinance should allow a garage sale once a month.

Council Member Church stated that allowing one garage sale a month is too many and have had quite a few residents tell him that they are glad something is being done to regulate the garage sales.

Council Member Shrum stated that people who have a lot of garage sales are leaving tables up in their yards until they have the next one.

Mayor Kubin explained to Joan Mulder that if the council adopts the ordinance and finds out there is problems later with the way it is written, the ordinance can always be changed.

Janice Bunting agreed that the council has to take action on the ordinance and they can always amend it at a later date if there are problems.

City Manager McConkie requested that the City Council submit their comments to him on the ordinance and then would have the City Attorney review the ordinance.

**Approve Payment to D & E Excavating Corp – Olive Street Sewer Repairs.**

City Manager McConkie requested that the City Council approve payment to D & E Excavating, Inc. for Sanitary Sewer Repairs on Olive Street in the amount of \$9,656.00.

Moved by Church, supported by Shrum, to approve payment to D & E Excavating, Inc. for Sanitary Sewer Repairs on Olive Street in the amount of \$9,656.00. All ayes carried the motion.

**Approve Cost to Rebuild Secondary Clarifier #2 at WWTP.**

City Manager McConkie requested approval for Seimens Water Technologies to rebuild the Secondary Clarifier #2 at the Wastewater Treatment Plant in an amount not to exceed \$15,000.00.

Moved by Shrum, supported by Church, to approve authorization for Seimens Water Technologies to rebuild the Secondary Clarifier #2 at the Wastewater Treatment Plant in an amount not to exceed \$15,000.00. All ayes carried the motion.

**City Manager's Report.** None

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that she is investigating internet banking for utility bills and property taxes.

Will be on vacation from July 27 through August 3, 2007.

Submitted two payment requests with the proper documentation to the MDEQ for the Alternate Water Supply Grant and they were approved.

Working on the city's financial reports to prepare for the Fiscal Year Ending Audit June 30, 2007.

City Clerk Roehrs reminded the City Council that the water, sewer and electric usage would be estimated for three months due to the two employees that read meters being on medical leave.

City Manager McConkie stated that he will be bringing cost proposals to the City Council on purchasing the materials to install fiber optic cable for the auto meter read system which will enhance the operation of the system. The new meter system is currently using a radio tower communication and when there is a storm it disturbs the communication.

#### **Police Chief's Report.**

Police Chief Herblet stated that when the City Council is reviewing language for an ordinance make sure it is enforceable.

Chief Herblet stated that he submitted a grant application last October to the Luneack Foundation to purchase two camera taser guns and just found out that the grant was approved for the cost to purchase one taser gun. The taser guns cost \$1,400 each and the amount to purchase both guns was budgeted for this fiscal year. The police officers will have to be certified to use the guns.

#### **City Council Comments.**

Mayor Kubin stated that communication was received from Warden Lafler of the St. Louis/Mid-Michigan Community Corrections stating that Department of Corrections has canceled the public works contracts across the State of Michigan.

Mayor Kubin wanted to know when the Cambridge Woods Development was going to start construction.

City Manager McConkie stated that the project has been held up by MSHDA because they have not closed on the loan yet with the developer. They are hoping to close on the loan Mid-August and construction should start yet this summer.

Mayor Kubin wanted to know if more "No Parking Signs" were going to be installed on the new portion of Essex Street.

City Clerk Roehrs stated that she noticed last night that more signs were installed on the street.

Council Member Shrum wanted to know when something was going to be done with the west end of Tyrell Street.

Council Member Church stated that he noticed that nothing had been done yet.

Assistant Manager Giles stated that the street was going to be repaired with the 2007 paving project.

Council Member Shrum stated that the people living near the area are upset and the city should do something with it until the project starts.

Mayor Kubin stated that he would like an article put in the next newsletter once more information is available on the city and sentry well water samplings.

Council Member Allen stated that during the storm last week she had a couple of electric interruptions at her house and wondered if there were a lot of residents without power because the City of Alma had a lot of people without power.

Assistant Manager Giles stated that only two or three houses were without power for a very short time.

Council Member Allen commended the electric department for the tree maintenance that they do every year.

Council Member Allen wanted to know if wages and benefits are being paid to the employees on medical leave because if not it would be beneficial to hire temporary employees to help maintain the work load.

City Manager McConkie stated that the both employees on are paid medical leave.

Council Member Kelly stated that there is a sizeable pothole on N. Main Street on the river side a block from the dam that needs to be repaired.

Council Member Church wanted to know why the windows were removed at the empty building in the Industrial Park.

City Manager McConkie stated the building was up for back property tax sale and the County Treasurer told the previous owner that he could remove anything he wanted from the building.

Council Member Church wanted to know the status of the River Rock buying the city's property on the river.

Director Hansen stated that River Rock is purchasing the buildings next to the restaurant and will not be buying the city lots.

Council Member Church wanted to know what was going to be done with the house that is on the property.

City Manager McConkie stated that the house will be demolished.

Council Member Church stated that he received an invitation to attend an informational meeting the Salvation Army is going to have to inform local leaders on community care needs.

City Clerk Roehrs stated that Utility Billing Clerk Jennings is going to attend the meeting to acquire more information on what more can be done to help people.

Moved by Allen, supported by Kelly, to approve to adjourn the meeting at 8:54 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

August 8, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, August 8, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Kurt Giles Utilities Director

Joyce Gregory

Joan Mulder

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on July 24, 2007, subject to the correction on page 90 paragraph 5 line 1 should read "that there are three incumbent" and on page 91 paragraph 11 line 1 should read "out there are problems". All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Kelly, to approve the Claims & Accounts, in the amount of \$323,084.51.

All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Moved by Kelly, supported by Church, to receive and place on file the June 2007 Monthly Board Minutes. All ayes carried the motion.

## **Public Comments.**

Joyce Gregory wanted to know when was the first time that the council discussed having a garage sale ordinance.

Mayor Kubin stated that the council has been discussing the need to regulate garage/yard sales for a quite a few years.

Gregory stated that she received a phone call late on a Friday night to attend a committee meeting on the following Monday morning but could not attend because of an appointment she had and would like to know who attended the meeting.

City Manager McConkie stated that Joan Mulder, Yvonne Keiser and Dorothy Trgina attended the meeting.

Gregory wanted to know what if anything was added or deleted to the ordinance.

City Manager McConkie stated that there were some revisions to the ordinance some recommended by the committee and some by the city attorney.

Mayor Kubin stated that the ordinance is on the agenda and the council would be discussing it further at that time and Gregory was given a copy of the ordinance to review.

Joan Mulder stated that she still feels that the committee made other recommendations that should be included in the ordinance and without them in it there would be problems.

## **Communications.**

City Manager McConkie stated that communication was received from Randall Mead regarding garage/yard sale regulations, from Kurt Giles the p-CBSA Sample Results Summary and from MPPA regarding Service Committees.

Moved by Allen, supported by Shrum, to receive and place on file the communications. All ayes carried the motion.

## **New Business.**

**Approve Appointment of Officer Delegate for MERS Conference.**

City Manager McConkie recommended that the City Council approve to appoint Steve Mephram as the Officer Delegate for the Annual MERS Conference in Kalamazoo September 18<sup>th</sup> thru the 20<sup>th</sup>. Tricia Jennings was elected by the employees as the Employee Delegate to attend the conference.

Moved by Shrum, supported by Church, to approve to appoint Steve Mephram as the Officer Delegate for the Annual MERS Conference in Kalamazoo September 18<sup>th</sup> thru the 20<sup>th</sup>. All ayes carried the motion.

City Manager McConkie stated that he is going to write letters to the Michigan Municipal Electric Association, the Michigan Employee Retirement System and the Michigan Municipal League about coordinating their annual conferences so they are not holding all of them at the same time.

### **Approve to Close N. Mill Street for Old 27 Car Tour.**

City Manager McConkie recommended that the City Council approve to close North Mill Street on Thursday, August 23, 2007 from 12:00 p.m. to 4:30 p.m. for the Old US-27 Motor Tour.

Moved by Allen, supported by Shrum, to approve to close North Mill Street on Thursday, August 23, 2007 from 12:00 p.m. to 4:30 p.m. for the Old US-27 Motor Tour. All ayes carried the motion.

### **Approve Ordinance B-196.**

City Manager McConkie stated that the City Attorney reviewed Ordinance B-196 to Regulate Rummage, Yard & Garage Sales and the attorney revised some of the language. In Section 2 of the ordinance craft sale is part of the definition and not sure if the wording should be there or taken out. There are churches in the city that hold craft sales.

Joan Mulder thought that the ordinance should have language that exempted non profit organizations from the ordinance regulations.

Mayor Kubin stated that he still feels that there should be language in the ordinance that a garage sale permit must have a copy of the ordinance attached to it.

City Manager McConkie stated that normally language for that type of provision is not included in the ordinance but can be part of the permit requirement.

Council Member Shrum stated that in Section 3 of the Ordinance it states that "No more than three sales shall be permitted at any one location within a calendar year period". Was concerned about rental units where one renter could have two sales and moves out then the next renter could only have one sale at that location for the rest of the year.

Police Chief Herblet stated that his department would be using discretion when enforcing the ordinance. The police officers are too busy to drive around town and monitor garage sales.

Council Member Allen recommended that the word “craft” be removed from the ordinance and for the City Council to proceed to adopt the ordinance.

Moved by Allen, supported by Church, to approve to adopt Ordinance B-196 to Regulate Rummage, Yard & Garage Sales with the word “craft” removed from Section 2 of the Ordinance. All ayes carried the motion.

The City Council requested that the entire ordinance be printed in the next newsletter.

**Approve to Finalize Lentz Property Purchase.**

City Manager McConkie requested that the City Council approve to proceed with the purchase of the Lentz property on Cheesman Road in the amount of \$105,000.00. The city made a deposit on the purchase of \$15,000.00 and the amount left to pay is \$90,000.00. Charlotte Lentz accepted the city's offer to purchase the property and the deadline on the offer expires August 15, 2007. The well testing supports that one or two municipal production wells could be constructed on the property. The Water and Sewer Fund does not have funds available to purchase the property so a loan from the Electric Fund to the Water/Sewer Fund will have to be approved by the City Council.

Moved by Church, supported by Kelly, to approve the purchase of the Charlotte Lentz property on Cheesman Road with the purchase price of \$105,000.00 less the \$15,000.00 deposit with a balance of \$90,000.00 and to authorize a loan from the Electric Fund to the Water and Sewer Fund for \$90,000.00. To authorize the City Manager to execute the closing documents. All ayes carried the motion.

**Approve Payment to D & E Excavating Corp. for Olive Road Sewer Project.**

City Manager McConkie requested approval for payment to D & E Excavating Corporation for Olive Street Sewer Improvements in the amount of \$19,435.50. Additional work was needed for the sewer improvements and the cost exceeded the original amount of \$19,500.00 by \$10,000.00.

Moved by Allen, supported by Shrum, to approve payment to D & E Excavating Corporation for Olive Street Sewer Improvements in the amount of \$19,435.50. All ayes carried the motion.

**Approve Payment to Streetscape for Electric Supplies.**

City Manager McConkie requested approval for payment to Streetscape, L.L.C. for lamps, fixtures and posts for Electric Department Stock in the amount of \$6,063.00.

Moved by Shrum, supported by Church, to approve payment to Streetscape, L.L.C. for lamps, fixtures and posts for Electric Department Stock in the amount of \$6,063.00. All ayes carried the motion.

**Approve Payment to Streetscape for 4-Way Stop Supplies.**

City Manager McConkie requested approval for payment to Streetscape, L.L.C. for signs, posts, and arms for the 4-Way Stop at the Intersection of Mill and W. Saginaw Streets in the amount of \$5,131.00.

Moved by Shrum, supported by Church, to approve payment to Streetscape, L.L.C. for signs, posts, and arms for the 4-Way Stop at the Intersection of Mill and W. Saginaw Streets in the amount of \$5,131.00. All ayes carried the motion.

**Approve Payment to Rowe Inc. – Olive Street Construction Engineering.**

City Manager McConkie requested approval for payment to Rowe Inc. in the amount of \$23,917.75 for Olive Street Construction Engineering.

Moved by Allen, supported by Shrum, to approve payment to Rowe Inc. in the amount of \$23,917.75 for Olive Street Construction Engineering. All ayes carried the motion.

**Approve Payment to Streetscape for MDOT Enhancement Grant Street Lights.**

City Manager McConkie requested approval for payment to Streetscape, L.L.C. for Street Lights and Posts for the MDOT Enhancement Grant Project in the amount of \$20,210.00 to be reimbursed by the State of Michigan Department of Transportation Grant Funds.

Moved by Kelly, supported by Church, to approve payment to Streetscape, L.L.C. for Street Lights and Posts for the MDOT Enhancement Grant Project in the amount of \$20,210.00 to be reimbursed by the State of Michigan Department of Transportation Grant Funds. All ayes carried the motion.

**Approve Payment to FTC&H – MDEQ Alternate Water Supply Grant.**

City Manager McConkie requested approval for payment to FTC&H for Water Well Level Monitoring in the amount of \$6,722.00 to be reimbursed by the MDEQ Alternate Water Supply Grant.

Moved by Shrum, supported by Allen, to approve payment to FTC&H for Water Well Level Monitoring in the amount of \$6,722.00 to be reimbursed by the MDEQ Alternate Water Supply Grant. All ayes carried the motion.

**Approve Payment to Stantec – FERC Compliance.**

City Manager McConkie requested approval for payment to Stantec for FERC Compliance Consulting Services in the amount of \$5,296.00.

Moved by Shrum, supported by Kelly, to approve payment to Stantec for FERC Compliance Consulting Services in the amount of \$5,296.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that the Hovey Development Project will be moving forward soon. The law suit is progressing from a prisoner regarding a water issue that named the city in the suit. The Michigan Municipal League Liability Pool is handling the case for the city.

There was a meeting yesterday between the City of St. Louis, City of Alma and Pine River Township to implement some of the issues in the Interlocal Agreement.

Reviewed the proposed street projects planned for this year and will have to eliminate Franklin Street from the resurfacing program because the sanitary sewer and water lines need to be replaced and the total cost for the project will be about \$279,000.00. The streets listed for the 2007 Street Improvement for Major Street are the 100 block of Clinton Street \$55,000 and Michigan Avenue from Hazel to State Street. Local Streets are Tyrell Street between Bankson and Watson Streets and 100 block of Watson Street.

Moved by Church, supported by Kelly, to approve to proceed with the 2007 Street Improvement Project. All ayes carried the motion.

#### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that there was a calculating error with the new water and sewer rates which resulted in 95% of the customers not getting billed for their consumption. Working on resolving the problem and the next month's utility bill should catch up on the loss of revenue.

#### **Police Chief's Report.**

Police Chief Herblet stated that the police department built a shed over by the shooting range to store their equipment.

Chief Herblet commended Lieutenant Evans and his department for some arrests that were made over the last couple of months.

#### **City Council Comments.**

Council Member Church stated that the city needs to look at replacing the water and sewer lines before improving city streets.

Mayor Pro Tem Kelly stated Bettie Brickner turns 100 years old on August 25, 2007, and proclaimed August 25<sup>th</sup>, 2007 Bettie Brickner Day.

Council Member Allen stated that she was contacted about combining the July 4<sup>th</sup> celebration with the Community Family Event. Other members of the council will also be contacted about combining the events.

Mayor Kubin wanted to make sure that the EPA would be contacted about the complaint received from the property owners at 426 College Place regarding their property not been

repaired since the sentry well was installed on their property. Also, the property at the Velsicol site needs to be mowed.

Council Member Allen wanted to know when the sheet piling was going to be removed from the river.

City Manager McConkie stated that any clean up remedy that the EPA chooses for the plant site will require to have the sheet piling in the river. It was cheaper for EPA to leave the piling than to remove it and put it back in the river.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 8:26 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

August 21, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, August 21, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, William E. Shrum

Council Members Absent: Melissa Allen and Jerry Church (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Paul Opsommer State Representative

Patrick Herblet Police Chief

Erica Goff Gratiot Herald

Kurt Giles Utilities Director

Phil Hansen DDA Director

Katherine Goettling City Assessor

Casey Collins Rowe

Craig Schripsema Rowe

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Kelly, to approve the minutes of the regular meeting held on August 8, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Shrum, to approve the Claims & Accounts, in the amount of \$294,754.26.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports.

Moved by Shrum, supported by Kelly, to receive and place on file the July 2007 Monthly Reports. All ayes carried the motion.

### **Public Comments.**

State Representative Paul Opsommer stated that tomorrow the Senate will be voting on the Rural Cooperation Act which will make it easier for townships and cities to work together. A public forum will be held on Thursday, August 23<sup>rd</sup> in St. Johns for comments on how cities and townships could work together. There is a House Bill being presented to incorporate Ethanol Plants as part of the Energy Bill. MDOT is contacting property owners on US 127 to purchase property for expanding the highway. The State's Budget should be adopted by the 3<sup>rd</sup> of September and do not think there will be any tax increase included in the new budget.

City Manager McConkie stated that the State created Renaissance Zones but did not fund infrastructure costs or the cost for police to respond to calls made by an industry that is located in the zone. The business pays no property taxes or any other taxes to help support the services.

State Representative Opsommer stated that he understood his concern and appreciated his comment on the matter.

Mayor Kubin thanked State Representative Opsommer for coming to the meeting.

Craig Schripsema of Rowe Engineering introduced Casey Collins the inspector for the Olive Road Project. He stated that the project is behind five weeks due to some extra work that had to be added to the project. Five hundred feet of the existing water main had to be replaced because it was only going to be 3 feet deep with the new road and some sewer laterals had to be replaced. The project was to be completed by the end of August but with the added work it would not be done until the end of September.

Schripsema stated that there should be increased activity on the MDOT Enhancement Project at the end of this week or the beginning of next week. The contractor was finishing another project and that is what caused the delay.

### **Communications.**

City Manager McConkie stated that communication was received from Director Giles regarding updated information for p-CBSA Summary Results, a copy of the Sentry Well/City Well Location Map, correspondence from State Senator Roger Kahn to re-instate the public works contracts from the Department of Corrections and communication from Charter for programming options.

Moved by Shrum, supported by Kelly, to receive and place on file the communications. All ayes carried the motion.

**New Business.**

**Designation of City Official for the MML Annual Meeting.**

City Manager McConkie stated that the City Council needs to designate a City Official as the City of Saint Louis Voting Delegate and Alternate at the Michigan Municipal League Annual Meeting on Wednesday, September 19, 2007.

Moved by Shrum, supported by Kubin, to approve to designate Mayor George T. Kubin as the City of Saint Louis Voting Delegate and Mayor Pro Tem James C. Kelly as the Alternate at the Michigan Municipal League Annual Meeting on Wednesday, September 19, 2007. All ayes carried the motion.

**Approve Proposal From Otterskin Roofgear-Electric Department Roof Repair.**

City Manager McConkie requested that the City Council approve the proposal from Otterskin Roofgear for Roof Repairs at the Electric Plant in the amount of \$6,942.00.

Moved by Shrum, supported by Kelly, to approve the proposal from Otterskin Roofgear for Roof Repairs at the Electric Plant in the amount of \$6,942.00. All ayes carried the motion.

**City Manager's Report.** None

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that a request was received from John and Kristie Woolard at 609 Olive Road to vacate the North/South alley in Blocks 2 and 3 of J.L. Frairey's Addition. Director Giles reviewed the alley and in block 3 the city has electric running in the alley. The city would have to maintain a utility easement in the alley and set a public hearing date of Tuesday, September 4, 2007, at 7:00 p.m. for public comments.

**Police Chief's Report.** None

**City Council Comments.**

Mayor Kubin wanted to know how deep the well was on Cheesman Road.

Director Giles stated that water well was between 230 and 240 feet deep.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:00 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

September 4, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor Pro Tem James C. Kelly, on Tuesday, September 4, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor Pro Tem James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: Mayor George T. Kubin (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz

Others in Attendance:

Paul Ospommer State Representative

18 Members of the Gleaners

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Shrum, supported by Church, to approve the minutes of the regular meeting held on August 21, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Allen, to approve the Claims & Accounts, in the amount of \$356,826.50.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes.

Council Member Church stated that he noticed in the Fire Board meeting minutes that the fire department was doing some lift assists and feels the fire department should only be doing assists for emergency cases or charge a fee for the non emergency assists.

Moved by Kelly, supported by Church, to receive and place on file the August 2007 Monthly Board Minutes. All ayes carried the motion.

### **Flag Presentation by the Gleaners Organization.**

The Gleaners Organization presented the City Council with a Michigan State Flag that was flown over the Capitol in Lansing provided by Representative Ospommer. The Gleaners offered to dispose of the old flag that is being replaced on the flag pole in front of city hall.

Council Member Shrum stated that the VFW in St. Louis disposes old flags and volunteered to take it to them.

Representative Ospommer thanked the Gleaners for allowing him to participate in the flag presentation to the City Council.

Mayor Pro Tem Kelly thanked the Gleaners Organization and Representative Ospommer on behalf of the City Council for the donation of the flag and for coming to the meeting.

### **Public Comments.**

Representative Ospommer stated that there hasn't been much activity legislatively since the last City Council meeting he attended. Although, there is discussion about placing a one percent sales tax proposal on the November Election Ballot.

### **Communications.**

City Manager McConkie stated that communication was received from the American Water Works Association recognizing the City of Saint Louis 50 years of membership and from the DEQ on the Water Well Test Authorization.

Moved by Allen, supported by Shrum, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

#### **Approve Resolution to Vacate Alley.**

City Manager McConkie recommended that the City Council adopt Resolution 2007-13 to Vacate the North/South Alley in Blocks 2 and 3 of J.L. Frairey's Addition in the City of Saint Louis. The adjacent property owners were notified by certified mail and there are no oppositions regarding the vacation of the alley. The City will maintain an easement for public utilities.

The following preamble and resolution were offered by Member Church and supported by Member Shrum.

WHEREAS, by Resolution dated September 4, 2007, the City Council of the City of St. Louis, gave notice of its intention to vacate the north/south alley in Blocks 2 and 3 of J.L. Frairey's Addition to the City of St. Louis, and

WHEREAS, such notice was published in the Morning Sun Newspaper on the 24th day of August, 2007, and

WHEREAS, no written objections to such proposal were received by the City Clerk, and

WHEREAS, the City Council has met on the 4th day of September, 2007, to consider any further objection,

NOW, THEREFORE, hearing no objection,

BE IT HEREBY RESOLVED:

That the City of St. Louis reserves an easement under, over and across said vacated alley for the purpose of installing, maintaining, repairing and replacing public utilities, including by way of example and not by way of limitation, storm sewer, sanitary sewer, water, electricity, telephone, cable television and internet, and every similar public utility use.

BE IT FURTHER RESOLVED:

That a certified copy of this Resolution be recorded with the office of the Register of Deeds in the County of Gratiot.

AYES: Church, Shrum, Allen, Kelly

NAYS: None

RESOLUTION DECLARED ADOPTED.

### **City Manager's Report.**

City Manager McConkie updated the City Council on the following projects; received DEQ approval to proceed with the test well drilling on the Lentz Farm, Olive Road construction is well under way and concrete is getting poured for curb and gutter, construction on the historical depot building started and the electric department should be starting the new street lights for the project soon. Meeting with Rowe Engineering on the SST Environmental Project because the city is having difficulty obtaining a sewer discharge permit from the DEQ for the project.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that the utility bills are higher this month due to the water and sewer adjusted amounts made to correct the billing error from the previous month. Clerk Roehrs requested that the City Council waive the penalty for the September Billing that is applied after the fifteen of the month.

Moved by Church, supported by Shrum, to approve to waive the penalty for the September Billing that is applied after September 15, 2007. All ayes carried the motion.

**Police Chief's Report.** None

**Student Delegate's Report.**

Student Delegate Davaloz stated that today was the first day of school.

**City Council Comments.**

Council Member Allen stated that she and other council members attended a meeting last week in Alma about the Energy Park and wanted clarification on the funding needed for the Energy Park Project.

Representative Ospommer stated that in order for the Energy Park Project to be viable tax credits are needed from the federal and state governments.

City Manager McConkie stated that Gratiot County is holding a meeting on the possibility of creating a GIS Authority to have a county wide Assessors map completed.

City Manager McConkie stated that there was going to be a Planning Session of the City Council at the MML Convention in Traverse City on Wednesday, September 19, 2007, and it will be posted as a special meeting.

Moved by Kelly, supported by Church, to approve to adjourn the meeting at 7:50 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

September 18, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, September 18, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Kurt Giles Utilities Director

Phil Hansen DDA Director

Jan Bunting County Commissioner

Katherine Goettling City Assessor

Erica Goff Gratiot Herald

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Kelly, to approve to table action on the minutes of the regular meeting held on September 4, 2007, because page 106 was missing from the minutes. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts, in the amount of \$635,312.60.

All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the Monthly Reports.

City Manager McConkie commended City Assessor Goettling on her excellent 14 Point Review of her assessing records with the State of Michigan.

The City Council congratulated City Assessor Goettling on her achievement.

Moved by Kelly, supported by Shrum, to receive and place on file the August 2007 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

### **Communications.**

City Manager McConkie stated that communication was received from ITC Transmission regarding the METC Settlement and from Rehmann Robson on Letter of Engagement for 2006-2007 Audit.

Moved by Allen, supported by Church, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

#### **Approve Trick-or-Treat Hours.**

City Manager McConkie recommended that the City Council approve the Trick-or-Treat hours for Wednesday, October 31, 2007, 6:00 p.m. to 8:00 p.m.

Moved by Shrum, supported by Kelly, to approve the Trick-or-Treat hours for Wednesday, October 31, 2007, 6:00 p.m. to 8:00 p.m. All ayes carried the motion.

#### **Approve the Parade Route for Homecoming.**

City Manager McConkie recommended that the City Council approve the Saint Louis High School Homecoming Parade Route for Friday October 5, 2007, at 5:30 p.m.

Moved by Church, supported by Allen, to approve the Saint Louis High School Homecoming Parade Route for Friday October 5, 2007, at 5:30 p.m. All ayes carried the motion.

**Approve Taser Policy & Procedures for Police Department.**

City Manager McConkie stated that Police Chief Herblet prepared a Taser Policy & Procedures for the St. Louis Police Department to implement and requested that the City Council approve the Policy.

Moved by Kelly, supported by Church, to approve the Saint Louis Police Department Taser X26 Policy & Procedures. All ayes carried the motion.

**Approve Order of Determination-504 Prospect Street.**

City Manager McConkie requested that the City Council approve the Order of Determination for the property located at 504 Prospect Street to be demolished. The property owner did not comply with Codes and Ordinances within 60 days of July 10, 2007.

Moved by Shrum, supported by Church, to approve the Order of Determination for the property located at 504 Prospect Street to be demolished. All ayes carried the motion.

**Approve Payment to FTC&H Water Well Monitoring.**

City Manager McConkie requested approval for payment to FTC&H for Water Well Level Monitoring in the amount of \$6,276.75 to be reimbursed by MDEQ Grant Funds.

Moved by Church, supported by Shrum, to approve payment to FTC&H for Water Well Level Monitoring in the amount of \$6,276.75 to be reimbursed by MDEQ Alternate Grant Funds. All ayes carried the motion.

**Approve Payment to Hart Well Drilling for Water Well Project.**

City Manager McConkie requested approval for payment to Hart Well Drilling Company for Well Water Project in the amount of \$29,536.83 to be reimbursed by MDEQ Alternate Water Supply Grant Funds.

Moved by Kelly, supported by Allen, to approve payment to Hart Well Drilling Company for Well Water Project in the amount of \$29,536.83 to be reimbursed by MDEQ Alternate Water Supply Grant Funds. All ayes carried the motion.

**Approve Payment to Hart Well Drilling for Water Well Project.**

City Manager McConkie requested approval for payment to Hart Well Drilling Company for Well Water Project in the amount of \$6,009.50 to be reimbursed by MDEQ Alternate Water Supply Grant Funds.

Moved by Shrum, supported by Kelly, to approve payment to Hart Well Drilling Company for Well Water Project in the amount of \$6,009.50 to be reimbursed by MDEQ Alternate Water Supply Grant Funds. All ayes carried the motion.

**Approve Purchase of Water Meter Radio Devices.**

City Manager McConkie requested approval to purchase 500 Sensus Water Meter Transceiver Units from Etna Supply in the amount of \$55,000.00.

Moved by Shrum, supported by Kelly, to approve the purchase of 500 Sensus Water Meter Transceiver Units from Etna Supply in the amount of \$55,000.00. All ayes carried the motion.

**Approve Extension of Audit Contract from Rehmann Robson.**

City Manager McConkie requested approval to extend the Current Audit Contract by Rehmann Robson for a period of three years beginning with Fiscal Year Ending June 30, 2008 in the amount of \$11,300.00, 2009 in the amount of \$12,250.00 and 2010 \$13,900.00.

Moved by Allen, supported by Kelly, to approve to extend the Current Audit Contract by Rehmann Robson for a period of three years beginning with Fiscal Year Ending June 30, 2008 in the amount of \$11,300.00, 2009 in the amount of \$12,250.00 and 2010 \$13,900.00. All ayes carried the motion.

**Approve Purchase of Police Reporting System.**

City Manager McConkie requested approval to purchase the DDP Police Reporting System from DDP Police Services, Inc. in the amount of \$5,200.00.

Moved by Church, supported by Shrum, to approve the purchase of the DDP Police Reporting System from DDP Police Services, Inc. in the amount of \$5,200.00. All ayes carried the motion.

**Approve Resolution 2007-14 Private Roadway-Hidden Oaks Becoming Public Roadway.**

City Manager McConkie requested that the City Council adopt Resolution 2007-14 Regarding Private Roadway Known as Hidden Oaks Drive Becoming Public Roadway Pursuant to Development Agreement Between Richard Green Trust, Hovey Companies and City of Saint Louis.

The following preamble and resolution was offered by Member Shrum, and supported by Member Church.

**WHEREAS**, Richard Green and the City of St. Louis, a municipal corporation, whose address is 108 W. Saginaw Street, St. Louis, Michigan 48880 (the "City") entered to that certain Development Agreement dated April 17, 2007 (the "Development Agreement"), wherein Green agreed to grant to the City an 80 foot wide easement for public roadway and public utility purposes from State Highway M-46 to Hidden Oaks Golf Course, which easement will follow the path of the existing private gravel roadway installed by Edgewood pursuant to the Easement Agreement, and

**WHEREAS**, On June 19, 1973, Green's predecessors in interest, Thell M. and Roberta Woods (the "Woods") granted an easement to Edgewood for ingress and egress and a general right-of-way for public access from Monroe Road to the Edgewood Farms, Inc. Golf Course, as recorded in Liber 390, Page 836, Gratiot County Records (the "Easement Agreement"). The parties to the Easement Agreement agreed that the easement was an exclusive easement, that Edgewood would construct a road and the Woods would reserve the right to grant to no more than 10 families for their private use, an easement for ingress and egress over said road to their residences which may be situated along said road, and

**WHEREAS**, the title company preparing closing documents to affect purchase of property for development identified in the DEVELOPMENT AGREEMENT, has ask Edward Dangler, President of Edgewood Farms (owner of Hidden Oaks Golf Course to execute a PARTIAL RELEASE OF EASEMENT dated September 14, 2007, and

**WHEREAS**, Edward Dangler on behalf of Edgewood Farms, Inc. has asked the City of Saint Louis to:

- a. In the event that the City should consider change of the roadway name from Hidden Oaks Drive that Edgewood Farms, Inc., or their successor, be consulted, and
- b. That a billboard sign, currently a legally non-conforming sign, at the entrance to Hidden Oaks Drive at State Highway M-46 be allowed to remain and if the City should deem it necessary to ask for removal of the sign, it is done with input from and in cooperation with Edgewood Farms, Inc, or their successor.

**NOW THEREFORE BE IT RESOLVED**, the City of Saint Louis hereby agrees to the requests of Mr. Dangler with respect to his request above.

Ayes: Shrum, Church, Kubin, Kelly, Allen

Nays: None

RESOLUTION DECLARED ADOPTED.

**Approve Escrow Agreement-Partial Release of Easement.**

City Manager McConkie requested that the City Council approve the Escrow Agreement between Richard L. Green, Hovey Companies LLC, the City of Saint Louis and Capital Fund Title Services that the city will not dedicate the roadway easement as a public road right of way until Hovey has closed and been funded on the MSHDA financing for the development on a parcel of land currently owned by Richard L. Green.

Moved by Kelly, supported by Church, to approve the Escrow Agreement between Richard L. Green, Hovey Companies LLC, the City of Saint Louis and Capital Fund Title Services that the city will not dedicate the roadway easement as a public road right of way until Hovey has closed and funded on the MSHDA financing for the development on a parcel of land currently owned

by Richard L. Green and to approve authorization for the City Manager to execute the agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**City Manager's Report.** None

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs commended her employees on the excellent work on collecting property taxes and utility bills on September 14, 2007.

**Police Chief's Report.** None

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum requested that the fountain be taken out of the river.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:55 a.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan

September 19, 2007

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, September 19, 2007, at 1:30 p.m., at the Conference Center of the Grand Traverse Resort in Traverse City, Michigan.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz

Others in Attendance: Director Kurt Giles and Director Phil Hansen

City Manager McConkie stated that the special meeting was called to discuss economic growth issues, water, sewer, electric systems and other infrastructure items for the City of Saint Louis.

- City Manager McConkie updated the City Council on the 2006-2007 Short Term Goals for the City.
- City Manager McConkie reviewed with the City Council the current list of projects going on in the city and gave a status report of each project.
- City Council discussed preparing a Facilities Plan for City Buildings and forming a committee to coordinate the plan.
- City Council discussed forming a committee to discuss combining services.
- City Council discussed installing a 4-WAY Stop Sign Warning Light at the intersection of W. Saginaw and N. Mill Streets.
- City Manager McConkie discussed upgrading the sanitary sewer system so the sewer loads could be rerouted allowing more capacity flow to the wastewater treatment plant.
- City Council discussed installing more underground power lines to beautify the city.

Meeting adjourned at 4:15 p.m.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan

October 2, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, October 2, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz (excused)

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

10 High School Students

Mayor Kubin welcomed all of the High School Students that attended the meeting.

Council Member Kelly led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Kelly, to approve the minutes of the regular meeting held on September 4, 2007, subject to the correction on page 106 paragraph 2 last sentence should read "because the city needs to review a process with DEQ for SST Environmental to discharge into the city's sewer system". All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on September 18, 2007. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on September 19, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Kelly, to approve the Claims & Accounts, in the amount of \$302,745.77.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes for the month of September 2007.

Moved by Kelly, supported by Shrum, to receive and place on file the September 2007 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.** None

### **Communications.**

City Manager McConkie stated that communication was received from Nesen's Countyside, Inc. regarding their water supply and from City Attorney Fortino regarding support of clean coal technology.

Moved by Allen, supported by Shrum, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

#### **Approve Verbal Confirmation to Extend Alternate Water Supply Grant Agreement.**

City Manager McConkie requested confirmation of verbal approval to extend the State of Michigan Department of Environmental Quality Alternate Water Supply Grant Agreement until September 30, 2008 and authorization for him to execute the agreement.

Moved by Church, supported by Kelly, to approve confirm verbal approval to extend the State of Michigan Department of Environmental Quality Alternate Water Supply Grant Agreement until September 30, 2008 and authorization the City Manager to execute the agreement. All ayes carried the motion.

#### **Approve the MDA Contract.**

City Manager McConkie recommended that the City Council approve the Administrative Services Agreement between the Michigan Downtown Association and the City of Saint Louis for the term of October 1, 2007, and ending September 30, 2008.

Moved by Shrum, supported by Church, to approve the Administrative Services Agreement between the Michigan Downtown Association and the City of Saint Louis for the term of October 1, 2007, and ending September 30, 2008, and to authorize the Mayor and City Clerk to execute the Agreement. All ayes carried the motion.

**Approve Payment to FTC&H-Water Well Monitoring.**

City Manager McConkie requested that the City Council approve payment to FTC&H for Water Well Level Monitoring in the amount of \$6,478.20 to be reimbursed by the MDEQ Alternate Water Supply Grant.

Moved by Shrum, supported by Kelly, to approve the payment to FTC&H for Water Well Level Monitoring in the amount of \$6,478.20 to be reimbursed by the MDEQ Alternate Water Supply Grant. All ayes carried the motion.

**Approve Payment to FTC&H-Water Well Monitoring.**

City Manager McConkie requested that the City Council approve payment to FTC&H for Water Well Level Monitoring in the amount of \$5,808.15 to be reimbursed by MDEQ Alternate Water Supply Grant.

Moved by Allen, supported by Kelly, to approve the payment to FTC&H for Water Well Level Monitoring in the amount of \$5,808.15 to be reimbursed by MDEQ Alternate Water Supply Grant. All ayes carried the motion.

**Approve Payment to Rowe Inc. – Olive Street Project.**

City Manager McConkie requested that the City Council approve payment to Rowe Inc. for the Olive Street Reconstruction Project in the amount of \$34,618.50.

Moved by Allen, supported by Shrum, to approve payment to Rowe Inc. for the Olive Street Reconstruction Project in the amount of \$34,618.50. All ayes carried the motion.

**Approve Verbal Confirmation for Verbal Approval for Repairs at the Bar Screen Pump Station.**

City Manager McConkie requested confirmation of verbal approval for the emergency repairs to the Bar Screen by Jett Pump & Valve and to approve payment in the amount of \$7,615.96.

Moved by Church, supported by Kelly, to approve confirm verbal approval for the emergency repairs to the Bar Screen by Jett Pump & Valve and to approve payment in the amount of \$7,615.96 to be reimbursed by Mid-Michigan Corrections Facility. All ayes carried the motion.

**Approve Payment to Hart Well Drilling for Water Well Project.**

City Manager McConkie requested approval for payment to Hart Well Drilling Company for the Water Well Project in the amount of \$24,844.70 to be reimbursed by MDEQ Alternate Water Supply Grant Funds.

Moved by Shrum, supported by Allen, to approve payment to Hart Well Drilling Company for the Water Well Project in the amount of \$24,844.70 to be reimbursed by MDEQ Alternate Water Supply Grant Funds. All ayes carried the motion.

**Approve to Set Public Hearing-Enforce Order of Determination.**

City Manager McConkie stated that the property owners at 504 W. Prospect Street and 511 Sharon Street have not complied with the Order of Determination dated July 10, 2007, and Hearing Officer Kim Krenz requested that the City Council enforce the Order of Determinations and set a public hearing to proceed to demolish the structures.

Moved by Church, supported by Shrum, to approve to Set the Public Hearing Date of Wednesday, November 7, 2007 at 7:00 p.m. for public comment on the Order of Determinations at 504 W. Prospect Street and 511 Sharon Street. All ayes carried the motion.

**Approve Resolution 2007-15 – Water & Wastewater Service Interlocal & Conditional Transfer.**

City Manager McConkie stated that Dave Roslund owns a building located at 705 W. Jackson Road in Pine River Township. The building is used for tool construction and sanding activities for Plasti-Paint, Inc. The water well at the location failed and made application to the Mid-Michigan District Health Department for a new well but was denied.

Mr. Roslund is aware of the Interlocal and Conditional Transfer Agreement between the City of Saint Louis, Pine River Township and the City of Alma and is willing to bring his property into St. Louis so he can hook into the city's water supply.

The following preamble and resolution were offered by Member Shrum, supported by Member Kelly.

**WHEREAS**, On February 8, 2007, the City of St. Louis entered into an Interlocal

and Conditional Transfer Agreement with the City of Alma and the Township of Pine River, and

**WHEREAS**, such agreement provides, at Article I, Section 2 that residents of the service area within the Township may request the City to provide potable water and/or waste water service, provided that the necessary water or sewer lines have been extended to the resident's property line, and

**WHEREAS**, such agreement also provides, at Article II, Section 3, that upon the request of a property owner within the Growth Area for sewer or water service, such property will attach to the City, and

**WHEREAS**, David D. Roslund, the owner of property located at 705 W. Jackson Road, within the Township of Pine River, which property is legally described in Exhibit A attached hereto, has requested that such property be provided sewer/water service, and

**WHEREAS**, it appears that such property is located within the Growth Area and that sewer/water mains have been extended to its boundary line,

**NOW THEREFORE, BE IT RESOLVED,**

1. That the City forthwith notify the Township of Pine River of this request.
  2. That the property described in Exhibit A is attached to the City.
  3. That upon payment of the City's connection fees and issuance by the City of the appropriate permit in accordance with the ordinances so providing, the property may be connected to the City's sewer/water service system.
  4. That the property owner shall pay such user fees and charges as determined by ordinance in accordance with such ordinances.
5. That the City shall forthwith provide a copy of this resolution to the Clerk of the County of Gratiot and to the Office of the Great Seal of the Secretary of State.

AYES: Shrum, Kelly, Allen, Church, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Verbal Confirmation to Clean Ferric Chloride Storage Tank.**

City Manager McConkie requested confirmation of verbal approval for Kemira Water Solutions to clean the Ferric Chloride Storage Tank in the amount of \$6,354.24.

Moved by Allen, supported by Shrum, to confirm verbal approval to have Kemira Water Solutions to clean the Ferric Chloride Storage Tank in the amount of \$6,354.24. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that on Friday, October 5, 2007, at 7:30 a.m. at the Masonic Pathways the Chamber of Commerce is holding a Legislative Breakfast with Senator Kahn and State Representative Opsommer.

There have been several Pine River Township residents that have been out of water due to the water well testing the city is doing at the site on Cheesman Road. There have been some necessary expenses that he approved to accommodate the people that do not have water. The reports on the water well production should be available to the city in a couple of weeks.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that the October Utility Bills reflect actual meter readings for the last three months and the majority of the residential customers have extremely high bills due

to the hot summer months. Would like the City Council to waive the utility bill penalty for the October billing and she would be arranging payment schedules for those residents needing assistance.

Moved by Kubin, supported by Shrum, to approve to waive the utility bill penalty for the October 2007 Billing that is applied after October 15, 2007. All ayes carried the motion.

City Clerk/Treasurer Roehrs commended her employees on the polite assistance given to the customers on explaining why the utility bills were so high for this month.

**Police Chief's Report.** None

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church wanted to know if the city was going to take down the former Hagen house when the city demolishes the other two structures that have been condemned.

City Manager McConkie stated that they are planning on removing the house at the same time.

Council Member Kelly wanted to know when the orange barrels at the intersection of W. Saginaw and N. Mill Streets were going to be taken down.

Police Chief Herblet stated that the barrels would be taken down before the homecoming parade Friday.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:42 p.m. All ayes carried the motion.

Nancy L. Roehrs

City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
October 16, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, October 16, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Jerry Church, Melissa A. Allen, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs (excused)

Acting City Clerk Mari Anne Layman

Student Delegate: Nick Davaloz

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Phil Hansen DDA Director

Kurt Giles Utilities Director

Katherine Goettling City Assessor

Erica Goff Gratiot County Herald

Jan Bunting County Commissioner

Council Member Church led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Kelly, to approve the minutes of the regular meeting held on October 2, 2007,

with the following corrections: Pg. 115 remove the word "approve" from the Water Supply Grant motion. Pg. 116 remove the word "approve" from the Bar Screen Repair motion. Pg. 118 remove the word "to" under Ferric Chloride Storage Tank Cleaning. All ayes carried the motion.

## **Financial Reports.**

City Council discussed the Financial Reports for the quarters ending June 30 and September 30, 2007.

Moved by Shrum, supported by Church to receive the Financial Reports and place on file. All ayes carried the motion.

## **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Allen, supported by Shrum, to approve the Claims & Accounts, in the amount of \$403,340.55.

All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the Monthly Reports for the month of September 2007.

Moved by Kelly, supported by Church, to receive and place on file the September 2007, Monthly Reports. All ayes carried the motion.

## **Public Comments.**

None

## **Communications.**

City Manager McConkie stated that communication was sent to First Bank regarding the Building Authority Checking Account and communications regarding Nesen's Countryside, Inc.

Moved by Allen, supported by Kelly, to receive and place on file the communication. All ayes carried the motion.

## **New Business.**

### **Discussion on Resolution 2007-16.**

City Manager McConkie stated that the Gratiot County Drain Office would like the City of Saint Louis to take jurisdiction over on 497 Branch 1 Drain District which is wholly within the city. It is a county drain which the city has always maintained. The drain runs from the Cemetery, down a portion of Olive and Sharon Street. No action is needed at this point, just wanted to make council aware of the situation and aware that there may be others.

### **Approve Property Purchase Addendum-SST Environmental.**

City Manager McConkie stated that due to various issues, including the environmental testing process, the City needs to extend the purchase agreement between SST Environmental and the City of St. Louis. The agreement will be extended to no later than April 1, 2008, or seven (7) days after the date of satisfaction of the contingencies set forth in the purchase agreement, which ever comes first.

Moved by Shrum, supported by Allen, to approve the Addendum to the Property Purchase Agreement between the City of Saint Louis and SST Environmental and authorize the City Manager to execute the Agreement. All ayes carried the motion.

### **Approve the FERC Operation and Compliance Plan – Articles 405 & 406**

City Manager McConkie requested that the City Council receive and adopt the FERC Operation and Compliance Plan – Articles 405 & 406.

Moved by Shrum, supported by Church, to receive and adopt the FERC Operation and Compliance Plan – Articles 405 & 406. All ayes carried the motion.

### **Approve Design Service Proposal from Stantec for FERC Compliance.**

City Manager McConkie requested that the City Council approve the Design Service Proposal from Stantec in the amount of \$7,500.00 for FERC License Compliance on impoundment water level.

Moved by Shrum, supported by Kelly, to approve the Design Service Proposal from Stantec in the amount of \$7,500.00 for FERC License Compliance on impoundment water level. All ayes carried the motion.

### **City Manager's Report.**

City Manager McConkie stated that letters were sent to members addressing questions from Nesen's Countryside, Inc. Would like authorization and direction as to sending the letter dated October 17, 2007. City Manager McConkie also requested direction regarding the letter from Nesen's Countryside, Inc. dated October 11, 2007.

Moved by Church, supported by Kelly, to approve authorization for City Manager to send letter dated October 17, 2007, addressing questions from Nesen's Countryside, Inc. and not to address the letter dated October 11, 2007 from Nesen's, as the issues are already addressed.

City Manager McConkie stated Crawford Street was being asphalted and Olive Road paving is coming to a close.

### **City Clerk/Treasurer's Report.**

None

### **Police Chief's Report.**

Police Chief Herblet stated that Homecoming went well except for a few small issues.

Cuts are being considered regarding the 302 Fund, which would really hurt local Police departments. The 302 Fund is used for officer training. List Serve members are writing Legislators. If the fund is cut, will seriously consider joining the training consortium at Delta.

### **Student Delegate Report.**

None

### **City Council Comments.**

Council Member Church asked Chief Herblet for highlights on the 4-way stop issue. Chief Herblet stated his officers are keeping track of the stops and will have a complete report at the end of the month.

Council Member Kelly stated the cement at the Lions Park river bank has not been addressed. Dept. of Public Works Supervisor Abbott has contacted Twin City Landscape for options. City Manager stated the plan was to have something done this summer but the summer got away, and asked members to keep the issue on our spring project list as a reminder.

Council Member Church asked what the situation was since the City lost the prison crew. City Manager stated the City has hired three people from a temporary employment agency to fill the role for the leaf season, cemetery clean up etc.

Council Member Shrum asked how the work quality compared to the prison crew. City Manager McConkie stated it has only been a week but Superintendent Abbott was going to prepare a report on the temp service workers versus the prison crew.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 8:27 a.m. All ayes carried the motion.

Mari Anne Layman  
Acting City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan  
November 7, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, November 7, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, James C. Kelly, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs (excused)

Student Delegate: Nick Davaloz (excused)

Others in Attendance:

Mari Anne Layman Administrative Assistant

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

Tony Costanzo City Attorney

Mark Abbott DPW Supervisor

Kurt Giles Utilities Director

Kathy Goettling City Assessor

Bart & Emma Maxon 226 Giddings Place

James Monroe 716 W. Adams Rd.

Burton Alspaugh 314 N. Watson St.

Burton Alspaugh Alma

High School Students

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Moved by Church, supported by Kelly, to approve the minutes of the regular meeting held on October 16, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Shrum, to approve the Claims & Accounts, in the amount of \$305,890.02.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes for the month of October 2007.

Moved by Shrum, supported by Allen, to receive and place on file the October 2007 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Mr. Monroe addressed the City Council regarding an accident between his son's vehicle and a City vehicle. Mr. Monroe stated he felt the police report was false. He has discussed this with Police Chief Herblet and feels the Officer should be reprimanded for falsifying a police report.

Mayor Kubin stated the City Council has no authority to override the Chief's decision or any other City employee. City Attorney Costanzo stated that according to the City Code of Ordinances that is correct, but with City Council direction, he would be happy to review the City Charter and report back tomorrow. No request was made for Charter review.

### **Communications.**

City Manager McConkie stated that communication was received regarding the Gratiot County Airport Meeting, DART Service Report, Nesen's Countryside and the p-CBSA water well results.

Moved by Allen, supported by Church, to receive and place on file the communications. All ayes carried the motion.

### **New Business.**

**Approve Determination of Demolition-504 W. Prospect & 511 Sharon St.**

City Manager McConkie stated that a hearing was held July 2, 2007 regarding 504 W. Prospect and 511 Sharon Street. The property owner had 60 days to comply with Codes and Ordinances and had not responded.

Owner, Burton Alspaugh, addressed the Council and stated he wishes to bring both homes into compliance but did not have the funds to do so at this time.

Member Church suggested that because the homes were in such bad condition, estimating \$40 to \$80,000 to bring the property to compliance, the owner might be better off to demolish the buildings and put a new home on the property.

After discussion it was the consensus of the Council that the property owner will have 60 days to submit proof that the funds to bring the homes into compliance are available, that a contractor has been hired and building permits are issued. On the 61<sup>st</sup> day, if the above stipulations have been not met, the buildings will be demolished.

Moved by Shrum, supported by Church, that the property owner of 504 W. Prospect and 511 Sharon Street, Burton Alspaugh, has 60 days to submit proof that the funds are available to bring the homes located at 504 W. Prospect and 511 Sharon Street into compliance, that a contractor has been hired and building permits are issued. On the 61<sup>st</sup> day, if the above stipulations have been not met, the buildings will be demolished. All Ayes carried the motion.

#### **Confirmation of Verbal Approval of 2007 Sidewalk Replacement Project.**

City Manager McConkie requested confirmation of the Verbal Approval to contract Earl Davidson Construction, Inc. for the 2007 Sidewalk Replacement Project in the amount of \$16,744.00.

Moved by Church, supported by Shrum, to approve confirmation of the Verbal Approval to contract Earl Davidson Construction, Inc. for the 2007 Sidewalk Replacement Project in the amount of \$16,744.00. All ayes carried the motion.

#### **Approve MML Liability & Property Pool Board of Director Candidates.**

City Manager McConkie recommended that the City Council approve to elect the seven (7) incumbent Board of Directors for the Michigan Municipal League Liability & Property Pool.

Moved by Kubin, supported by Shrum, to approve to elect the seven (7) incumbent Board of Directors for the Michigan Municipal League Liability & Property Pool. All ayes carried the motion.

#### **Approve Christmas Parade Route.**

City Manager McConkie requested that the City Council approve the Christmas Parade Route for Friday, December 7, 2007, at 6:00 p.m., starting at the corner of North Street and N. Mill Street then proceed south on N. Mill Street, then east on W. Saginaw Street to Clapp Park.

Moved by Allen, supported by Shrum, to approve the Christmas Parade Route for Friday, December 7, 2007, at 6:00 p.m., starting at the corner of North Street and N. Mill Street then proceed south on N. Mill Street, then east on W. Saginaw Street to Clapp Park. All ayes carried the motion.

### **Approve Traffic Control Order #110-1.125.**

City Manager McConkie requested that the City Council approve Traffic Control Order #110-1.125 to read as follows: “No Parking on either side of Olive Street between Hebron Street and Corinth Street” .

Moved by Kelly, supported by Church, to approve Traffic Control Order #110-1.125 to read as follows: “No Parking on either side of Olive Street between Hebron Street and Corinth Street”. All ayes carried the motion.

### **Discussion on Yard Waste Bags.**

City Manager McConkie stated that DPW Supervisor, Mark Abbott obtained information concerning biodegradable paper bags for yard waste collection. Currently, plastic bags are required which have to be torn open, dumped and then the bags disposed of. Changing to biodegradable paper bags will save labor, time, and be much more efficient.

Moved by Kelly, supported by Shrum to approve to convert from plastic bags for yard waste collection to biodegradable paper bags beginning January 1, 2008. All ayes carried the motion.

### **Electric Contract Discussion**

Utilities Director, Kurt Giles updated the City Council on recent activities relative to the City's wholesale electric generation contract. Recently the Michigan Public Power Ratepayer's consultant, DaCott Energy Services requested and received proposals for block power supply in calendar years 2009, 2010, 2011. This was in an effort to replace those requirements that were previously intended to be provided by the Northern Lights project. During these discussions, the idea of Constellation Commodities Group filling this need and extending the full-requirements contract came about.

One way this has been proposed is on a “blend and extend” basis where the power supply costs would be increased incrementally during the term of the current contract and extend the full-requirements portion

for a period of two years. The belief is that this may help the Ratepayers Cities transition into higher electric generation costs. Current “market” prices are significantly higher than our current generation contract pricing.

It was also reported that in the near future, the City Council may be presented with a proposal that allows for a pre-approval for City management to enter into a contractual agreement where there are tight time constraints for accepting the offer.

## **Employee Years of Service Award Policy**

City Manager McConkie requested that the City Council approve modifications to the Employee Years of Service Award policy, originally approved in 1997.

Moved by Church, supported by Kelly, to approve modifications to the Employee Years of Service Award policy. All ayes carried the motion.

## **City Manager's Report.**

City Manager McConkie stated that he would like to comment on statements made by Mr. Monroe. The officer in question is a veteran officer and feels his personal code of ethics would not allow him any wrong doing.

## **City Clerk/Treasurer's Report.**

Acting City Clerk Mari Anne Layman stated that City Clerk/Treasurer Roehrs said the November 6 General Election went well.

## **Police Chief's Report.**

Chief Herblet stated at the 4-way stop at the intersection of North Mill & Saginaw Street for the month of October, there were 42 stops & warnings and 6 tickets were issued to repeat offenders. The Police Department will continue to monitor the intersection and report back to council.

## **City Council Comments.**

Council Member Shrum stated he has confidence in the Police Chief and his officers.

Council Member Kelly asked if the Chief has considered an outside agency when an accident involves a city vehicle. Chief Herblet stated there is a policy in place he was unaware of. He has contacted outside agencies and they are willing to assist. The policy will be used in the future.

Council Member Shrum stated the Stop Letters and Stop Bars at the Mill and Saginaw intersection are great.

Mark Abbott, DPW Supervisor stated he was in support of the Police Department's decision regarding the accident involving a city vehicle and was comfortable with the decision.

Council Member Allen inquired if the Cambridge Woods Development was still scheduled to start construction this fall. City Manager stated he has not heard a construction start date yet.

Council Member Allen asked if the Prison Work Crew was going to return. City Manager McConkie stated he was not sure but there is a Liaison Meeting next week and he would find out more and report back to council.

Council Member Allen asked Chief Herblet if the Taser has been used yet. Chief Herblet stated it had been used in one incident, he has reviewed the video and the officer was justified. He will include the use of the Taser in his monthly reports to council.

Member Allen also asked Chief Herblet if the accident policy was relayed to Mr. Monroe. Chief Herblet stated he informed Mr. Monroe the City would use an outside agency for accidents involving a city vehicle in the future.

Moved by Kelly, supported by Church to go into closed session to discuss a property purchase at 8:35 p.m. All ayes carried the motion.

Moved by Allen, supported by Shrum to return to open session at 8:56 p.m. All ayes carried the motion.

Moved by Kelly, supported by Church to adjourn. All ayes carried the motion. Meeting adjourned at 8:56 p.m.

Mari Anne Layman  
Acting City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
November 20, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, November 20, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, William E. Shrum

Council Members Absent: Jerry Church, James C. Kelly (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: Nick Davaloz

Others in Attendance:

Patrick Herblet Police Chief

Kurt Giles Utilities Director

Kathy Goettling City Assessor

Mark Abbott DPW Supt.

Jan Bunting County Commissioner

Paul Opsommer State Representative

Council Member Shrum led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on November 7, 2007. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Allen, to approve the Claims & Accounts, in the amount of \$445,744.15.

All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the Monthly Reports for the month of October 2007.

Moved by Allen, supported by Shrum, to receive and place on file the October 2007 Monthly Reports. All ayes carried the motion.

## **Public Comments.**

Paul Opsommer updated the City Council on current State Legislation and the State of Michigan Budget crisis.

## **Communications.**

City Manager McConkie stated that a Thank you note was received from the Family of Bernard Cline, communication regarding the Charter Communication Price Adjustment, Nesen's Countryside and the p-CBSA Summary.

Moved by Shrum, supported by Allen, to receive and place on file the communications. All ayes carried the motion.

## **New Business.**

### **Approve Payment to MC Smith-Depot Restoration.**

City Manager McConkie requested approval to make payment to M.C. Smith Associates for services through October 2007 on the Depot Restoration in the amount of \$5,805.30.

Moved by Shrum, supported by Allen, to approve payment to M.C. Smith Associates for services through October 2007 on the Depot Restoration in the amount of \$5,805.30. All Ayes carried the motion.

### **Resolution Approving Interlocal Agreement for Gratiot GIS Authority.**

City Manager McConkie requested that the City Council approve the Resolution to authorize the City of Saint Louis to enter into an Interlocal Agreement to Establish the Gratiot GIS Authority and to approve the Appointment of Trustee and Alternate Trustee. The City's share of the GIS fee will be \$1,578.00.

The following preamble and resolution were offered by Member Shrum and supported by Member Allen.

WHEREAS, this city has been requested to enter into an Interlocal Agreement establishing the Gratiot GIS Authority, an authority being established under Act No. 7 of the Michigan Public Acts of 1967, as amended, and

WHEREAS, this city believes that the general health, safety and welfare of its residents will best be served if it becomes an incorporating member of the Authority.

NOW, THEREFORE, BE IT RESOLVED by the city council of the City of St. Louis as follows:

1. The Interlocal Agreement of the Gratiot GIS Authority, which has been presented to this city council on this date, and which shall be part of the official minutes of this city council, is hereby approved in all respects. The City Mayor and Clerk are hereby authorized and directed to execute the Interlocal Agreement on behalf of the City.

2. The following individuals are hereby appointed to serve as Trustee and Alternate Trustee, respectively of the GIS Authority Board of Trustees:

Trustee: City Manager

Alternate Trustee: Utilities Director

YEAS: Shrum, Allen, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

### **Approve Purchase of Additional Sensus Handheld.**

City Manager McConkie requested approval to purchase an additional Sensus Handheld for meter reading from Etna Supply Company in the amount of \$7,376.00.

Moved by Allen, supported by Shrum, to approve the purchase of an additional Sensus Handheld for meter reading from Etna Supply Company in the amount of \$7,376.00. All ayes carried the motion.

### **Discussion on Charter Franchise Agreement.**

City Manager McConkie stated that the Cable Consortium members were notified by Charter Communications that they are opting out of the current cable agreement and implementing the State Uniform Video Service Cable Agreement. The members have 30 days to respond to the notification and need authorization for the City Manager or City Clerk to negotiation and sign the new agreement in that time frame on behalf of the City of Saint Louis.

Council Member Shrum wanted to know what the city would be loosing with the new agreement.

City Manager McConkie stated that the city will be able to keep the 5% franchise fee but Charter wants to lower the capital investment amount to ½% from 2%.

The following preamble and resolution were offered by Member Allen and supported by Member Shrum.

WHEREAS, on or about November 15, 2007, the City of Saint Louis received a Uniform Video Service "Cable" Agreement from Charter Communications and;

WHEREAS, 2006 PA 480 provides very short timelines in which the City of Saint Louis may respond to the Uniform Video Service "Cable" Agreement, including a 15 business day window in which to find the proposed Agreement incomplete or not, and a 30 day window in which to approve said Agreement or not, and;

WHEREAS, the City of Saint Louis is a member of the Mid-Michigan Area Cable Consortium and;

WHEREAS, the Mid-Michigan Area Cable Consortium is conducting negotiations with Charter Communications on behalf of all its members relative to the proposed Uniform Video Service "Cable" Agreement and;

WHEREAS, the timing and result of those negotiations may not provide an opportunity for further review of this matter by City of Saint Louis Council prior to the deadlines referenced above;

IT IS HEREBY RESOLVED, that the City Manager or City Clerk shall be authorized by Saint Louis City Council through this Resolution to negotiate and execute or otherwise respond to the Charter Communications' proposed Uniform Video Service "Cable" Agreement.

AYES: Allen, Shrum, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Discuss IBEW Union Contract.**

City Manager McConkie stated that the IBEW union submitted a request to have a separate union contract for the electric employees and a separate contract for the water, wastewater and D.P.W. employees. They feel that having separate contracts is in the best interest for the bargaining units. Once approved new contracts would be for the final six months of the existing contracts with language changed for the appropriate departments. If the council approves to separate the IBEW union contract then authorization is needed for the Mayor and City Clerk to execute the new contracts.

Moved by Shrum, supported by Allen, to approve authorization to separate the IBEW Union Contract into two separate contracts for the electric and water, wastewater and D.P.W.

employees and to authorize the Mayor and City Clerk to execute the new contracts. All ayes carried the motion.

### **City Manager's Report.**

City Manager McConkie stated that the committee that organizes the Employee Recognition Awards made a recommendation that instead of having entertainment at the dinner to give all full-time employees a \$100.00 bonus and the part-time employees a \$50.00 bonus to show appreciation for their work service.

Moved by Shrum, supported by Allen, to approve authorization to give a \$100.00 bonus to each full-time employee and a \$50.00 bonus for each part-time employee instead of entertainment at the Employee Recognition Awards Dinner. All ayes carried the motion.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that her office is in the process of preparing the 2007 Winter Tax Bill Statements.

City Clerk Roehrs stated that the issue of the Presidential Primary Date for January 15, 2008 not being settled is upsetting people leaving for the winter because they are concerned about not getting absentee ballots in time.

### **Police Chief's Report.**

Chief Herblet stated that sometime ago the City Council adopted the Uniform Traffic Control for the traffic violations to increase revenue locally. St. Louis is the only department issuing traffic violations under the UTC everybody else in the county follows the State Law and not sure the money being received is compensating for the cost of the attorney for those that plead not guilty to the violation. Will continue to investigate the matter further and will report back at a later date.

### **Student Delegate Report.** None

### **City Council Comments.**

Council Member Shrum stated that he read an article in the newspaper about the new continuous CPR compression technique and thought the city should implement training on the technique.

Assessor Goettling stated that she thought that at the last CPR training Sgt. Ramereiz had trained the employees with the new technique.

Council Member Allen stated that at the last meeting she inquired about the Hovey Project and wanted to know if any information was available yet.

City Manager McConkie stated that he, Hansen, and Giles met with the developer, investors and contractor for the project and they hope to get the project started soon.

Mayor Kubin stated that he recently realized that subsidized income housing isn't good for a community because if that is the only type of housing offered in a community people then people with working incomes have to find housing outside of the area to live.

Mayor Kubin wanted to know if the city was still looking to change the health care coverage to the deductible plans and how the employees felt about the new insurance.

City Manager McConkie stated that he is having the attorney prepare letters of understanding for the unions to change the health care plan and is still looking at changing the plan starting in January of 2008. The city would pay \$2,500.00 into a health savings care account for each full-time employee each year to use as their deductible and if they don't use the money it remains in the account each year. The city would save \$17,000.00 a year for money paid to the local pharmacy for co-pays and about \$36,000.00 a year in insurance premiums.

Moved by Kubin, supported by Allen, to approve to adjourn the meeting at 8:23 a.m. All eyes carried the motion.

Nancy L. Roehrs  
City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan  
December 4, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, December 4, 2007, at 7:00 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, William E. Shrum

Council Members Absent: James C. Kelly (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet Police Chief

Rosemary Horvath Morning Sun

23 High School Students

Joe Scholtz 313 W. Saginaw Street

Council Member Allen led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on November 20, 2007, subject to the following corrections on page 131 paragraph 3 line 4 should read "to negotiate" and paragraph 4 line 1 should read "losing" and on page 133 paragraph 9 line 2 should read "community then people". All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Church, to approve the Claims & Accounts, in the amount of \$235,900.43.

All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the Monthly Board Minutes for the month of November 2007.

Moved by Shrum, supported by Allen, to receive and place on file the November 2007 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Joe Scholtz requested that the City Council authorize Bass Tournaments to be held on Saturday, May 31, 2008 and Saturday, August 16, 2008 and the Free Fishing Day on Saturday, June 7, 2008.

Moved by Allen, supported by Shrum, to approve authorization for Bass Tournaments to be held on Saturday, May 31, 2008 and Saturday, August 16, 2008 and the Free Fishing Day on Saturday, June 7, 2008.

All ayes carried the motion.

### **Communications.**

City Manager McConkie stated that a Thank you note was received from the Family of Robert Basinger, communication regarding cards and floral guidelines, and IBEW Union notification on bargaining new contracts.

Moved by Allen, supported by Shrum, to receive and place on file the communications. All ayes carried the motion.

Mayor Kubin requested approval to send communication to Governor Jennifer Granholm to support the Energy Park Project proposed on the former Total Petroleum site in Alma.

Moved by Church, supported by Shrum, to approve authorization for Mayor Kubin to send communication to Governor Jennifer Granholm to support the Energy Park Project proposed on the former Total Petroleum site in Alma. All ayes carried the motion.

### **New Business.**

#### **Approve 2008 City Council Meeting Dates.**

City Manager McConkie requested that the City Council approve the 2008 Meeting Dates and Times.

Mayor Kubin stated that the MML Legislative Conference is scheduled for April 1-2 and the first meeting in April would have to be changed to another date.

City Manager McConkie stated that if the date for April's meeting needs to be changed it can be done at another time.

Moved by Shrum, supported by Church, to approve the 2008 City Council Meeting Dates and Times. All Ayes carried the motion.

**Resolution to Approve Joint Planning Process.**

City Manager McConkie requested that the City Council approve the Resolution to authorize the City of Saint Louis Planning Commission to jointly initiate the planning process to review the Master Land Use Plan with other local units of government within Gratiot County.

The following preamble and resolution were offered by Member Church, and supported by Member Shrum.

WHEREAS, by statute, at least every five years, a planning commission shall review the master land use plan and determine whether to amend the plan, adopt a new plan, or maintain the existing plan; and

WHEREAS, the review period for certain local units of government within Gratiot County has arrived or is about to arrive; and

WHEREAS, there is interest in certain local units of government within Gratiot County to join efforts together to research and address areas of mutual concern and interest in land use planning; and

WHEREAS, two separate statutes, 1967 PA 8 and 1957 PA 200, allow these local units of government to maximize the effectiveness of limited resources.

NOW, THEREFORE, BE IT RESOLVED, that the legislative body of the City of St. Louis supports and authorizes its respective Planning Commission to jointly initiate the planning process to review the master land use plan and to appoint a representative to a steering committee to organize such effort.

AYES: Church, Shrum, Allen, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Health Insurance Change.**

City Manager McConkie stated that he did a cost comparison between the BCBS PPO Plan 1 and the BCBS Flexible Blue Plan Medical Coverage with a Health Savings Care Account for the employees to cover the required deductible amount each employee would have to pay. The difference between the premiums is only about \$5,000.00. There is a potential that the city could end paying more with the Flexible Blue Plan because if an employee quits working for the city and they have already received their deductible amount for the year when a new employee is hired the city would have to pay an additional amount out for the new employee.

City Manager McConkie stated that after reviewing the costs he did not recommend that the city change health insurance plans at this time. He will continue to monitor new health insurance plans as they come available.

### **Approve Resolution to Transfer Liquor License-Hidden Oaks Golf Course.**

City Manager McConkie stated that an application was received from Scott M. Grim to transfer the Class C Licensed Business with Dance-Entertainment Permit from the Hidden Oaks Golf Course to SMG Enterprise LLC. SMG Enterprise will be leasing the Golf Course. Police Chief Herblet submitted the necessary police documents to the Liquor Control Commission for their investigation.

The following preamble and resolution were offered by Member Shrum and supported by Member Church.

That the request to TRANSFER OWNERSHIP OF 2007 CLASS C LICENSED BUSINESS WITH DANCE-ENTERTAINMENT PERMIT, LOCATED AT 1270 W. MONROE, ST. LOUIS, MI 48880, GRATIOT COUNTY, FROM HIDDEN OAKS GOLF COURSE, INC. TO SMG ENTERPRISE LLC.

To be considered for approval.

APPROVAL DISAPPROVAL

AYES: Shrum, Church, Allen, Kubin AYES:

NAYS:None NAYS:

It is the consensus of this legislative body that the application be recommended for issuance.

### **Discussion on Michigan Department of Treasury Distressed Indicator.**

City Manager McConkie stated that communication was received from the Department of Treasury regarding their review of the city's financial statements for 2006. It was noted that the city received a score of three on the fiscal distress indicator for the 2006 fiscal year. The points were given because the city spent more in the General Fund than revenues received.

### **City Manager's Report.**

City Manager McConkie stated that he would be attending two meetings tomorrow in Lansing one for the Coordinated Energy Partnership Committee and the other for the MPPA.

### **City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that in the past 2% of the city's Franchise Fee from Charter Communications was directly mailed to the Cable Consortium to operated the public access

channels and since Charter is now operating under the Uniformed Cable Franchise Agreement all of the franchise fee is coming to the city and the city is to disburse the 2% to the Consortium.

**Police Chief's Report.**

Chief Herblet stated that the Christmas Parade route for December 7<sup>th</sup> has been changed from ending at the High School Parking Lot to Clinton Street because there is a basketball game at the school that night.

The 302 Training Funds will not be eliminated this year to the police departments because of the lobbying of the legislators expressing the need that the revenue is needed to help train police officers.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum expressed appreciation to all of the employees involved in planning the Employee Recognition Event.

Mayor Kubin stated that he received a complaint from a resident at the Greenland Place because snow is not being removed from the sidewalk that runs north and south of the First Bank.

Mayor Kubin complimented the city crews on the nice job of snow removal from the city streets last weekend.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 7:45 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
December 12, 2007

The **Special Meeting** of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, December 12, 2007, at 2:30 p.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, Jerry Church, James C. Kelly, William E. Shrum

Council Members Absent: None

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Kurt Giles Utilities Director

Scott Childs DaCott Energy

City Manager McConkie stated that the special meeting was called to discuss the power purchase agreement. He stated that Scott Childs from DaCott Energy was at the meeting to update the council on the energy market.

Scott Childs stated that in 2003 the Ratepayers Association negotiated to extend their contracts with Constellation Power through 2011 and carved out the 3 megawatts from the Northern Lights Project. In 2009 the obligation to obtain the 3 megawatts of base load begins. Started discussing a new contract with Constellation to blend and extend through 2013 and to include the Northern Lights capacity, energy and correct the MISO loss issue. During the year 2008 will have to lock in a price for 2009-2013. To begin the process will have to approve a base contract, select a target price range, pre-approve authority for the City Manager or Utilities Director to execute the contract when prices reach the desired levels. Will continue to monitor the market conditions for energy price opportunities.

Childs stated that the benefits to extend the contract with Constellation Energy are that the city is familiar with the company's existing contract structure, the legal cost is minimized because a whole new contract does not have to be written, there is consistency with the current supplier, have solved the losses issue with the existing contract, have picked up the Northern Lights issue, Constellation will provide in the extended contract 5% renewable resources for 2012-2013 and the cost of service will increase about 7% for 2009-2013.

Childs stated that the next step is to draft an extended contract with Constellation Energy Power Company and have the council approve it.

The City Council thanked Scott Childs for coming to the meeting.

Moved by Allen, supported by Shrum, to approve to adjourn the meeting at 3:29 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## **CITY COUNCIL PROCEEDINGS**

St. Louis, Michigan  
December 18, 2007

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, December 18, 2007, at 7:30 a.m., in the City Hall Council Chambers.

Council Members Present: Mayor George T. Kubin, Melissa A. Allen, James C. Kelly William E. Shrum

Council Members Absent: Jerry Church (excused)

City Manager: Robert McConkie

City Clerk/Treasurer: Nancy L. Roehrs

Student Delegate: None

Others in Attendance:

Kurt Giles Utilities Director

Jan Bunting County Commissioner

Craig Evans Lieutenant

Mayor Kubin led in the Pledge of Allegiance to the Flag.

Moved by Allen, supported by Kelly, to approve the minutes of the regular meeting held on December 4, 2007, subject to the addition on page 138 paragraph one line three should read "on three categories for the guidelines of distressed financial warning areas". All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on December 12, 2007. All ayes carried the motion.

**Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Shrum, supported by Kelly, to approve the Claims & Accounts, in the amount of \$265,994.75.

All ayes carried the motion.

**Monthly Reports.**

City Council discussed the Monthly Reports for the month of November 2007.

Moved by Kelly, supported by Shrum, to receive and place on file the November 2007 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie stated that correspondence was received from Governor Granholm's office regarding the City of Saint Louis supporting the proposed Energy Park in Alma and correspondence sent to Governor Granholm's office encouraging her to visit the proposed Energy Park for Alma.

Moved by Allen, supported by Shrum, to approve to receive and place on file the communications. All ayes carried the motion.

**New Business.**

**Approve 2008 City Council Meeting Date Changes.**

City Manager McConkie stated that the council meeting dates had to be changed for April 2008 because of the MML Legislative Conference to be held on Tuesday, April 1, 2008. He requested that the City Council amend the City Council Meeting Date Schedule to change the April meeting dates to Tuesday, April 8, 2008, at 7:00 p.m. and Tuesday, April 22, 2008, at 7:30 a.m.

Moved by Shrum, supported by Allen, to approve to amend the 2008 City Council Meeting Dates and Times for the month of April to Tuesday, April 8, 2008, at 7:00 p.m. and Tuesday, April 22, 2008, at 7:30 a.m. All Ayes carried the motion.

**Approve Payment to MDOT for Main Street Streetscape Project.**

City Manager McConkie requested that the City Council approve payment to Michigan Department of Transportation for the Main Street Streetscape Project in the amount of \$66,181.01 for the City of Saint Louis local share match of funds.

Moved by Shrum, supported by Kelly, to approve payment to Michigan Department of Transportation for the Main Street Streetscape Project in the amount of \$66,181.01 for the City of Saint Louis local share match of funds. All ayes carried the motion.

#### **Approve Payment for Annual NPDES Permit Fee.**

City Manager McConkie requested approval for payment to the Michigan Department of Environmental Quality in the amount of \$5,500.00 for the NPDES Annual Permit Fee for the Wastewater Treatment Plant.

Moved by Allen, supported by Shrum, to approve payment to the Michigan Department of Environmental Quality in the amount of \$5,500.00 for the NPDES Annual Permit Fee for the Wastewater Treatment Plant. All ayes carried the motion.

#### **Approve Purchase of 2008 Pickup Truck for DPW.**

City Manager McConkie requested approval to purchase a 2008 ½ Ton Dodge 4 x 4 Pickup Truck for the DPW from Snethcamp Dodge through the State of Michigan Extended Purchase Program in the amount of \$16,754.83.

Moved by Shrum, supported by Kelly, to approve to purchase a 2008 ½ Ton Dodge 4 x 4 Pickup Truck for the DPW from Snethcamp Dodge through the State of Michigan Extended Purchase Program in the amount of \$16,754.83. All ayes carried the motion.

#### **Approve Purchase of Electric Meters.**

City Manager McConkie requested approval to purchase 500 Sensus Icon Flexnet Electric Meters from Etna Supply Company in the amount of \$50,000.00.

Moved by Allen, supported by Kelly, to approve to purchase 500 Sensus Icon Flexnet Electric Meters from Etna Supply Company in the amount of \$50,000.00. All ayes carried the motion.

#### **City Manager's Report.**

City Manager McConkie stated that he was concerned about the city's audit financial report for fiscal year ending June 30, 2007, not being done in a timely manner. The city has to have the audit sent to the State of Michigan by the end of December.

Mayor Kubin recommended that City Manager McConkie send correspondence to the principal accountant at Rehmann Robson to let him know that the city is concerned about the length of time it is taking to complete the audit.

**City Clerk/Treasurer's Report.**

City Clerk/Treasurer Roehrs stated that 17 boxes of ballots arrived yesterday for the January 15, 2008, Presidential Primary/School Bond Proposal Election. There are three different ballots for each precinct and once all of the boxes have been sorted will begin to start sending out absentee ballots.

**Police Chief's Report.** None

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum thanked all of the employees and City Council for working so well the past year and wished everybody a Merry Christmas.

Council Member Allen stated that the Appreciation Dinner was very nice and the city workers did a very good job of removing the snow last weekend.

Council Member Kelly wished everybody a Merry Christmas and complimented all of the city departments on doing such good work.

Mayor Kubin wished everybody a Merry Christmas and agreed on the excellent work being done by the city employees.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:04 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk