

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
January 7, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Monday, January 7, 2008, 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: Nick Davaloz (excused)

Others in Attendance:

Rosemary Horvath		Morning Sun
Patrick Herblet		Police Chief
Jerry Freed		Alma
Raul M. Garza Jr.	112	Michigan Avenue
Ruben J. Garza	112	Michigan Avenue
Kurt Giles		Utilities Director
Kathy Goettling		City Assessor
Tony Constanzo		City Attorney
Paul Erskin		Building Inspector
Jan Howard		MAC 3 TV
Lori Broast		MAC 3 TV

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 December 18, 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 \$549,159.16. 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 2007 Monthly Board Minutes. All ayes carried the motion.

**Annual Cable Consortium Report – Jan Howard.**

Jan Howard of MAC 3 TV introduced Lori Broast who was recently hired to facilitate the Gratiot MAC 3 TV located in Alma and to promote more local channel programming. The Cable Consortium represents 11 communities and operates two network studio facilities with three lending locations.

Ms. Howard proceeded to present the 2007 Annual MAC 3 TV Network Report to the City Council.

City Manager McConkie wanted to know what amendments to the Cable Franchise Agreement were negotiated after he left the cable meeting on December 20<sup>th</sup>.

Howard stated that Mr. Ransberger from Charter Communications agreed to continue with the 5% franchise fees but the money would be received quarterly instead of monthly according to the new Uniform Cable Agreement. The consortium wants to receive 1% of 2007 gross revenues for PEG and a continuation fee of either .2%, 9 cents or 35 cents per subscriber. Collection of the 10<sup>th</sup> year PEG payment that was due January 1, 2008, will probably go to litigation in order for the consortium to receive the money. Charter does not have the right to refuse PEG funds and language for the amendments is being prepared.

City Manager McConkie stated that City of St. Louis was at the negotiations for the Franchise Agreement on December 20<sup>th</sup> and then later during the meeting were asked to leave the meeting. The city needs to know what negotiations are taking place to make a decision on the franchise agreement.

Howard stated that she did not recall excusing St. Louis from the meeting but would check her meeting minutes.

City Council thanked Jan Howard for coming to the meeting.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications received from Senator Levin and Stabenow regarding the City of Saint Louis being awarded \$300,000 for Water Supply Improvements and from Charter Communications regarding service issues.

Mayor Kubin requested that correspondence be sent to Senator Levin and Stabenow thanking them for the \$300,000 Water Supply Grant.

Moved by Allen, supported by Kelly, 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.

Mayor Kubin requested that James Kelly be designated as Mayor Pro Tem for a two-year term and the appointment be added to the list of names for Boards and Commissions.

Moved by Shrum, supported by Church, to approve the Appointment of the Delegates for City Boards and Commissions and the Appointment of James Kelly as Mayor Pro Tem for a term of two years. 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 2008.

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 2008. 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 2008.

Moved by Church, supported by Shrum, 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 2008. All ayes carried the motion.

### **Approve Appointment of City Attorneys.**

City Manager McConkie requested that the City Council approve to designate Fortino, Plaxton, Moskal & Constanzo, Smith & Boville, Plunket & Cooney, Varnum, Riddering, Schmidt & Howlett and Kitch, Drutchas, Wagner, Valituti and Sherbrook, Sher-Leff, and Kennedy and Maddona as City Attorneys for the Term of Two Years for the City of Saint Louis.

Moved by Allen, supported by Kelly, to approve to appoint Fortino, Plaxton, Moskal & Constanzo, Smith & Boville, Plunket & Cooney, Varnum, Riddering, Schmidt & Howlett and Kitch, Drutchas, Wagner, Valituti, and Sherbrook, Sher-Leff, and Kennedy and Maddona as City Attorneys for the Term of Two Years for the City of Saint Louis. All ayes carried the motion.

### **Approve Order of Determination – 112 Michigan Avenue.**

City Manager McConkie stated that the property owners of the structure at 112 Michigan Avenue did not comply with the Order of Determination dated October 25, 2007, and the Hearing Officer is requesting that the City Council take action to enforce the Order.

City Attorney Constanzo stated that this is the meeting where the council passes on the Hearing Officer's Determination and hear from the owners of the property as to how they are going to comply with the Order and then council makes a decision to enforce the Order.

Council Member Church asked if the repairs to the structure have to be completed in 60 days.

Attorney Costanzo stated that 60 days to complete the repairs can be part of the modification for the Hearing Officer's Order of Determination.

Council Member Shrum wanted to know how a house could be on two different lots owned by two different people.

Code Enforcement Officer Goettling stated that in 1996 Garza did not pay the back taxes on one of the parcels so another person paid the back taxes and became the owner of the other lot.

Raul Garza stated that he and his son have been working to bring the house up to code but the weather got too cold. Since the fire in the house the Building Inspector condemned the house. There was mostly smoke damage done to the house but know that they have to bring the electric up to code. Do not understand the city's big rush to tear down the house. It is a historical house and we want to repair the house to the building codes. Going to put the siding back on, fix the porch, replace the windows and then work on the inside.

Goettling stated that Building Inspector Mel Grandy condemned the house in 2003 because of the code violations back then and those repairs have not been completed.

Mayor Kubin told Garza that he needs a plan so the council can determine what should be done with the house.

Goettling stated that Garza wants time to bring the house up to code and the building department has asked the owners to come in since 2003 to get a building permit to repair the home and bring a schedule as to when the repairs would be done. Her department has been trying to work with Garza. Nobody has come in to talk about what they were planning are doing with the house. Mr. Garza was suppose to discuss his plans and give a schedule of when the repairs would be completed within 60 days after he received the letter from the city but he never came in.

Garza stated that he was at the meeting with his son to find out if they could get more time to complete the repairs and if he can't the church next to his house has approached him about buying the property.

Council Member Church stated that they need to have a plan and show financial capability of repairing the house.

Building Inspector Erskin stated that he has not ever been called to review the house with the owners.

Mayor Kubin stated that nobody wants to tear the house down because the city has to use taxpayer's money to do so but this issue has been going on for four years.

Attorney Constanzo stated that Garza needs to get a handle on what it takes to get the house up to code. You need to acquire a cost estimate on the repairs, find someone in the 60 day period to fix the house, show financial status to fund the repair and review the house with the Building Inspector. The city wants proof that you are capable of repairing the house. If you realize once you have acquired the necessary information to repair the house that it will be too much for you and you do decide to sell the house, the new owner would have to have the understanding that they have to bring the house up to code in the required time frame set by the City Council.

Council Member Allen stated that if the council was to go along with the attorney's suggestion you have to understand that if you do any repairs to the house it all could be for a waste.

Attorney Constanzo told Garza not to do any work until you find out if you can afford the repairs and get the work done in the time frame set by the city. What the city wants is a list of what needs to be done, who is going to do the work with a schedule, where the money is coming from and everything on the list has to be completed. You only have 60 days to get the needed information.

City Manager McConkie instructed Garza to get a hold of Building Inspector Erskin right away.

Attorney Constanzo stated that he would send a letter right away to Garza with the Order that the City Council approved.

Moved by Church, supported by Shrum, to approve the owners of 112 Michigan Avenue to come up with a plan on how the code violations will be completed, a schedule of people to complete the violations, funding to make the repairs and the time frame of 60 days to comply with the Order of Determination. All ayes carried the motion.

#### **Approve Payment to FTC&H.**

City Manager McConkie requested that the City Council approve payment to FTC&H for Hydrogeological Investigation in the amount of \$12,376.80 to be reimbursed by the DEQ Alternate Water Supply Grant Funds.

Moved by Allen, supported by Shrum, to approve payment to FTC&H for Hydrogeological Investigation in the amount of \$12,376.80 to be reimbursed by the DEQ Alternate Water Supply Grant Funds. All ayes carried the motion.

#### **Approve Confirmation of Verbal Approval for Land Survey Award.**

City Manager McConkie requested that the City Council confirm verbal approval to award BenchMark Surveying, LLC for surveying the Cambridge Woods Project in an estimated amount not to exceed \$8,000.00.

Moved by Church, supported by Kelly, to approve to confirm verbal approval to award BenchMark Surveying, LLC for surveying the Cambridge Woods Project in an estimated amount not to exceed \$8,000.00. All ayes carried the motion.

**Discuss Well No. 1 Repairs.**

City Manager McConkie requested authorization to have Peerless-Midwest repair Well #1 Pump in the amount of \$15,430.00.

Moved by Shrum, supported by Church, to approve Peerless-Midwest to repair Well #1 Pump in the amount of \$15,430.00. All ayes carried the motion.

**Discuss Mayor Exchange Day 2008.**

City Manager McConkie stated that the City of Saint Louis did not participate in Mayor's Exchange Day last year and wanted to know if the council would like to participate this year by either making our own arrangement or have the MML pair us up with another city.

The consensus of the City Council was to contact some other cities to see if they would like to participate with St. Louis for Mayors Exchange Day and if that was not successful contact the MML about pairing St. Louis with another city.

**Discuss SST Project.**

City Manager McConkie stated that he was contacted by the owners of SST and wanted to know if the city would consider being second in position for a mortgage of their development project. The city would receive their money at a later date for payment of the land they want to purchase from the city.

Council Member Allen stated that she did not like the idea of the city being second on a mortgage.

Mayor Kubin inquired if the project was going to cause stress on the sewers and treatment plant.

City Manager McConkie stated that in order to proceed with the project there will have to be some sewer improvements. The sewer improvements need to be done anyway. The project would make them happen sooner.

The consensus of the City Council is to have the owners talk to Greater Gratiot Development about funding their project and the city would continue to search for grant funding to assist with their project.

**Annual Chamber Dinner Count.**

City Manager McConkie stated that the Annual Chamber Dinner is Saturday, January 26, 2008, at 6:00 p.m., at the Town & County Recreation in Ithaca and wanted to know what Council Members would be attending the dinner.

Council Members Kelly, Church and Shrum would be attending the dinner.

**City Manager's Report.** None

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

City Clerk/Treasurer Roehrs stated that reservations have been made for the MML Legislative Conference April 1<sup>st</sup> and April 2<sup>nd</sup>.

The Presidential Primary Election is Tuesday, January 15, 2008, and absentee ballots are available.

**Police Chief's Report.** None

**Student Delegate Report.** None

**City Council Comments.** None

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:41 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
January 22, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, January 22, 2008, 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: Nick Davaloz

Others in Attendance:

Rosemary Horvath  
Patrick Herblet  
Kurt Giles  
Kathy Goettling  
Nicole Koutz  
Wes Alspaugh  
Rick Rogers  
Phil Hansen

Morning Sun  
Police Chief  
Utilities Director  
City Assessor  
St. Louis  
St. Louis  
St. Louis  
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 7, 2008, subject to the addition on page 147 paragraph 10 line 1 "Dave Camp's name added" and on page 149 paragraph 10 line 4 should read "were planning on". All ayes carried the motion.

## **Financial Statements.**

City Council reviewed the Financial Statements for the month of December 2007.

Moved by Church, supported by Shrum, to approve the Financial Statements for the month of December 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 \$380,266.77. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the December Monthly Reports.

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

### **Audit Presentation.**

City Manager McConkie stated that due to the weather conditions Rehmann Robson was not able to make the council meeting and that he would arrange to have the audit presented at the next meeting.

### **Public Comments.**

Nicole Koutz, Rick Rogers and Wes Alspaugh requested that the City Council change the date of the 4<sup>th</sup> of July activities and combine the event with Community Day the last Saturday in July. The businesses cannot afford to donate towards two events. The car show is successful during Community Day because there is no other one being held that weekend. This will be the 9<sup>th</sup> year for the Community Day Event and believe by combining the events it would be draw more people to the town. One stipulation of combing the events is that they do not want a beer tent as part of activities. There are a lot of churches that participate in Community Day and they would not support the event if there was a beer tent. The fireworks display fits better with Community Day which is for the families.

Director Hansen stated that the Middle of the Mitten Association did not want to change the date of the fireworks and council agreed with their recommendation which is in the minutes.

Koutz stated that the churches will not participate if there is advertisement of a beer tent.

Mayor Kubin stated that one organization should not dictate an event.

The consensus of the City Council was to take their request under advisement and talk the matter over with the Chamber of Commerce.

Mayor Kubin stated that the City Council appreciates their time and effort put into organizing the Community Day Event and thanked them for coming to the meeting.

### **Communications.**

City Manager McConkie requested that the City Council place on file the communications received from City of Alma regarding DART Service, Magistrates Report and pCBSA Summary.

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

**New Business.**

**Approve Payment to MMEA for 2008 Membership.**

City Manager McConkie requested that the City Council approve payment to the Michigan Municipal Electric Association for 2008 Membership Dues in the amount of \$5,733.00.

Moved by Kelly, supported by Shrum, to approve payment to the Michigan Municipal Electric Association for 2008 Membership Dues in the amount of \$5,733.00. All ayes carried the motion.

**Approve Appointment of Board of Review Member.**

City Manager McConkie requested that the City Council appoint Ines Acevedo to the Board of Review for the term of one year.

Moved by Church, supported by Shrum, to approve to appoint Ines Acevedo to the Board of Review for the term of one year. All ayes carried the motion.

**Approve Resolution 2008-01 Support Great Lakes Energy Park.**

City Manager McConkie requested that the City Council adopt Resolution 2008-01 Support Regarding the Proposed Great Lakes Energy Research Park.

The following resolution was offered by Member Allen, supported by Member Church.

**WHEREAS**, M & M Energy in collaboration with SemGroup/SemGreen have proposed development of the Great Lakes Energy Research Park in the Alma/Saint Louis area; and,

**WHEREAS**, the City, County and State of Michigan are experiencing economic hard times and high unemployment rates; and,

**WHEREAS**, phase one of the project is projected to create 750 construction jobs and 280 permanent jobs in the Mid-Michigan area; and,

**WHEREAS**, this project proposes to utilize clean coal technology and CO<sub>2</sub> capture to reduce greenhouse gas emissions in keeping with strategy of Michigan's 21<sup>st</sup> Century Energy Plan for generation of electricity as well as to create alternative energy research and development of products that are more environmentally friendly than past practice to reduce effects of "Global Warming"; and

**WHEREAS**, the City of Alma, City of Saint Louis and Pine River Township already passed Conditional Annexation (Act 425) Agreements and Municipal Services Agreements that demonstrate the high level of collaboration necessary for the Project; and

**WHEREAS**, this Project requires similar collaboration, cooperation and effort from our State and Federal elected officials to assure the success in locating this Project in our community for the benefit of the State and Nation.

**NOW THEREFORE BE IT RESOLVED**, the City of Saint Louis joins our neighboring City of Alma and other Local Governmental Units of Gratiot County in our request to President George W. Bush, Senators: Carl Levin and Debbie Stabenow, Representative Dave Camp, Governor Jennifer Granholm, Senator Roger Kahn and Representative Paul Opsommer to provide the necessary legislation to bring this Project to fruition.

Ayes: Allen, Church, Kelly, Kubin, Shrum

Nays: None

Resolution Declared Adopted.

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

City Manager McConkie stated that since the audit was not presented at the meeting he wanted to let the City Council know that there was one comment made in the auditors letter regarding not having detail receipts on a credit card purchase at a restaurant. Usually when paying for meals at a restaurant only get a signed receipt for the total amount owed not a list of purchases and from now on a detail receipt will be requested when a credit card is used for a purchase.

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

City Clerk/Treasurer Roehrs stated that the Presidential Primary Election went very well and commended the Election Inspectors on their excellent work moderating the various types of ballots.

Account Leader Kathy Smith is off work for at least two weeks due to surgery.

Was not able to make arrangements with another city for Mayor's Exchange Day so made a request to the MML to have them pair St. Louis with another city.

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

Police Chief Herblet stated that in 2008 there are going to be major changes in police regulations. It is going to be a real challenge for small cities to fund required training for police, fee costs, required hours to maintain certifications and for licensing.

**Student Delegate Report.** None

### **City Council Comments.**

Council Member Church wanted to know if the owner of the property on Michigan Avenue has made any contact about fixing up the house.

Assessor Goettling stated that the son of the owner came into her office and wanted another list of the violations and she reviewed them with him. Inspector Erskin offered to review the violations with the owner but was not contacted.

The City Council recommended that Assessor Goettling write another letter to the owner to reinstate what has to be done to the house in the 60 day time frame.

Council Member Church wanted to know if the city was getting bids to demolish the house on Prospect Street.

City Manager McConkie stated that they are waiting to get bids on the North Street House, Prospect Street House until they find out if the city has to demolish the house on Michigan Avenue because the city could acquire a better cost by having them all done at once.

Council Member Shrum thanked and commended Assessor Goettling for the excellent report on trash cans.

City Manager McConkie requested a closed session to discuss pending litigation.

Moved by Shrum, supported by Church, to approve to go into closed session at 8:29 a.m. All ayes carried the motion.

Moved by Kubin, supported by Kelly, 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 5, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, February 5, 2008, 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: Nick Davaloz (excused)

Others in Attendance:

Patrick Herblet  
Jamie Carruthers  
14 High School Students

Police Chief  
Rehmann Robson

Council Member Shrum 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 January 22, 2008. 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 \$187,946.89. All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the January Monthly Board Minutes.

Moved by Church, supported by Allen, to receive and place on file the January 2008 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Mayor Kubin welcomed the St. Louis High School Students to the meeting.

## **Audit Presentation.**

City Manager McConkie stated that Jamie Carruthers from Rehmann Robson was present at the meeting to review the City's Fiscal Year Ending June 30, 2007 Audit Report with the City Council.

Jamie Carruthers stated that the audit went very well. The city hall staff and City Manager McConkie worked very well with the auditors. The City of Saint Louis received a clean opinion from them which is the best opinion a government can receive on their financial statements.

On page 14 the Balance Sheet for the Government Funds shows a fund balance of \$451,673.00 for the General Fund which is 27% of the expenses and the amount should be 15% or greater so the fund balance is good. The fund balance for General Fund increased \$33,183.00 during the year.

On page 21 the Statement of Revenue, Expenses and Changes in Fund Net Assets shows that the Electric Fund net assets increased \$243,997 and the Sewer/Water Fund decreased \$205,221. Also, may have to look at increasing water and sewer rates because the expenses exceeded the revenues by \$106,153 causing an operating loss for the fund.

There was one minor issue reported in the management letter regarding the Credit Card Policy. All purchases must have detail receipts to give description of what is being purchased.

Mayor Kubin stated that the audit presentation was later than normal and wanted to know what caused the delay.

Jamie Carruthers stated that they had some staffing issues in their firm which slowed down the audit completion process but the audit was filed with the State of Michigan on time.

Council Member Allen stated that it is nice to hear a positive outcome of the city's financial records and commended the entire city staff for keeping the budget expenses in line with their departments.

Moved by Kelly, supported by Church, to approve to accept the Fiscal Year Audit Ending June 30, 2007. All ayes carried the motion.

## **Communications.**

City Manager McConkie requested that the City Council place on file the communication received from the Baptist Children's Home commending the city crews on the excellent snow plowing removal, communication sent to Legislators regarding the Water Supply Grant and pCBSA Summary.

The City Council commended the city crew on snow plowing and removing the snow from the streets.

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

## **New Business.**

**MDOT Information & Input Meeting.**

City Manager McConkie stated that the Mt. Pleasant Transportation Service Center is hosting a Rural Elected Officials Meeting on Monday, February 25, 2008, at 9:30 a.m. If any Council Member would like to attend the meeting please contact him so reservations can be made.

**Approve Payment Sensus Handheld Meter Reading Equipment.**

City Manager McConkie requested that the City Council approve payment to Etna Supply, Inc. in the amount of \$7,383.42 for the Sensus Handheld Meter Reading Equipment.

Moved by Allen, supported by Shrum, to approve payment to Etna Supply, Inc. in the amount of \$7,383.42 for the Sensus Handheld Meter Reading Equipment. All ayes carried the motion.

**Approve Payment for New Carpet Library.**

City Manager McConkie requested approval for payment to Library Design Associates, Inc. for New Carpet and Installation at the T. A. Cutler Library in the amount of \$23,272.96. The library renovation was not included in the budget and the City Council has to approve the expense. The library's budget will have to be amended for the project expense.

Mayor Kubin stated that in the future the Library Director should first discuss budget items with the City Manager and if something is going to be purchased that is not budgeted the expense should first be approved by the City Council before the purchase is made.

Moved by Church, supported by Shrum, to approve payment to Library Design Associates, Inc. for New Carpet and Installation at the T. A. Cutler Library in the amount of \$23,272.96. All ayes carried the motion.

**Approve to Set Special Meeting – Introduction of Ordinance to Amend Zoning Map.**

City Manager McConkie requested that the City Council approve to set a Special Meeting for Wednesday, February 13, 2008, at 7:30 p.m. to amend the Zoning Ordinance Map.

Moved by Shrum, supported by Allen, to approve to set a Special Meeting for Wednesday, February 13, 2008, at 7:30 p.m. to amend the Zoning Ordinance Map. All ayes carried the motion.

**Approve Interlocal Agreement Establishing Gratiot Area Solid Waste Authority.**

City Manager McConkie requested that the City Council approve the Interlocal Agreement Establishing Gratiot Area Solid Waste Authority between the City of Saint Louis and City of Alma. The agreement allows the two cities to contract with a solid waste hauler to negotiate better rates for the residents. At this time the agreement is only for the two cities but at some point hoping to add some townships to the agreement.

Moved by Shrum, supported by Church, to approve the Interlocal Agreement Establishing Gratiot Area Solid Waste Authority between the City of Saint Louis and City of Alma and authorize the Mayor and City Clerk to sign on behalf of the City of Saint Louis. All ayes carried the motion.

Moved by Kelly, supported by Shrum, to approve to appoint the position of City Manager as the City of Saint Louis Representative on the Gratiot Area Solid Waste Authority Board of Directors. All ayes carried the motion.

**Approve Property Purchase at 315 Devon Drive.**

City Manager McConkie stated HUD has a Good Neighbor Program for properties that they offered to the public for sale for six or more months and if they do not sell they offer the properties to local governments for \$1.00 for a period of ten days. Have been contacted about the city obtaining the property at 315 Devon Drive for \$1.00. The city will have to invest about \$25,000 to \$30,000 to repair the basement and remodel the house. The city can then sell the house for \$30,000 or \$40,000 for than the repair costs and the profits would then be used on future home improvement activities.

Moved by Shrum, supported by Kelly, to approve authorization to purchase the house at 315 Devon Drive from HUD in the amount of \$1.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that Utility Director Giles is in the process of obtaining bids for the 2008 Street Resurfacing Project.

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

City Clerk/Treasurer Roehrs stated that the last day to Collect 2007 Winter Property Taxes withhold penalty is Thursday, February 14, 2008.

Last week attended the Hoffmeyer Charitable Trust Committee Meeting in the absence of the Mayor and the city will be receiving \$6,450.00 this year for the swimming pool bathhouse renovation. Since the year of 2000 the Hoffmeyer Trust has given over \$1,500,000 to the community with over \$850,000 going to the Breckenridge and St. Louis Schools for scholarships. This year's interest distribution is over \$108,100. The Committee would like the city to include an article in the city's newsletter on the Hoffmeyer Trust contributions made since the trust began.

**Police Chief's Report.**

Police Chief Herblet stated that the police department has been overwhelmed the last week with two unattended deaths that had to be investigated and an ongoing investigation on a child abuse case.

One of the city's part-time officer's was hired with the Isabella County Sheriff's Department. Have already hired a certified officer to replace the part-time position.

Since MAGNET has hired a new Command Officer the city is getting very good coverage on drug investigations.

Mayor Kubin inquired if the police department handled the complaint of someone cutting a car apart on Delaware Street today.

Chief Herblet stated that they took care of the problem.

Council Member Church asked Chief Herblet if there was something that could be done about the box trucks being parked in the resident's driveway on Devon Drive.

Chief Herblet stated that all of the vehicles are operable and the owner is using them.

Council Member Church stated that the city needs to investigate an ordinance to regulate business trucks being parked in a residential area.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church wanted to know if the house on Michigan Avenue was going to be demolished soon.

City Manager McConkie stated that the owner was given 60 days to comply with the order and the time has not expired.

Council Member Church wanted to know the status of the house to be demolished on Prospect Street.

City Manager McConkie stated that the city is in the process of obtaining bids to remove hazardous material from the structure.

Council Member Kelly stated that a couple of weeks ago the Police Department had their low light shoot and he attended the training. The training program was really well done and an excellent training program for the officers.

Council Member Kelly stated that he would be leaving tomorrow to go out of town and would not be back until after February 15<sup>th</sup>.

Council Member Allen stated that she would be out of town the last week of February.

Council Member Allen stated that the community we live in is very nice and reflects back to the city staff on making the city so nice. Also, there have been a lot of accounting changes over the last few years and the city's audits are reflecting the excellent work that is being done.

Council Member Allen thanked City Manager McConkie for his good management.

Council Member Shrum stated that he has sat on numerous City Councils with different managements and this audit shows that the right things are being done for the city.

City Manager McConkie thanked the City Council on the behalf of the city staff for the recognition to the city staff for their outstanding performance this year.

Mayor Kubin stated that new residents that he meets are saying how well they are being treated in St. Louis. The residents told him that they had to do some work with city hall and the building department and expressed how well they were treated.

Mayor Kubin thanked the city staff for doing a good job taking care of the residents.

Mayor Kubin stated that he contacted Senator Levin and asked him to be the commentator at the next meeting with the EPA sometime before July and he is waiting to hear a response back from the Senator.

Council Member Church wanted to know if the city has received any more information from the State about our water well on Cheesman Road.

City Manager McConkie stated that he is waiting to hear from the DEQ to find out what the city needs to do to proceed with the water well compliance. Hoping to meeting in late March with the DEQ in Lansing on the matter.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 8:15 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
February 13, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, February 13, 2008, at 7:54 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: Code Enforcement Officer Kathy Goettling and Mr. & Mrs. Larry Feusse

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

City Manager McConkie stated that Robert Ancel submitted a request to have his property located at 220 S. Main Street rezoned from I-1 General Industrial to C-2 General Business. Larry Feusse owner of Quality Clutch & Gear would like to lease Ancel's building to extend his business to St. Louis and the property needs to be zoned commercial.

The city looked at rezoning the properties surrounding Ancel's property according to the Land Use Plan which is owned by the railroad and Dane Bjerke. The former ADM and railroad properties are currently zoned I-1. The city withdrew their application at the Planning Commission meeting because Mr. Bjerke felt having his property rezoned from industrial to commercial would prohibit him from the selling the property. The Planning Commission recommended that the City Council rezone Robert Ancel's properties from I-1 General Industrial to C-2 General Business.

Moved by Shrum, supported by Church, to approve to introduce Ordinance B-197 to amend the Zoning Map of the City of Saint Louis for the properties described below from I-1 General Industrial to C-2 Commercial Business:

29-53-010-236-50

COM 113 FT N OF SE COR OF BLK 41, TH W 175 FT, S 138.80 FT, W 196.28 FT TO A PT ON CL OF VACATED MILL ST, TH N 239.28 FT, E 41.25 FT TO E LINE OF MILL ST, N 50.68 FT TO NW COR OF LOT 3, BLK 41, E 330 FT TO NE COR LOT 10, S 151 FT TO POB.

29-53-010-236-00

LOTS 7 & 8, BLK 41 EX W 10 FT & EX N 19 FT, CITY OF SAINT LOUIS.

and to set the Public Hearing Date of Tuesday, March 4, 2008, at 7:00 p.m. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve to adjourn the meeting at 8:09 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
February 19, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, February 19, 2008, 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: Nick Davaloz

Others in Attendance:

Patrick Herblet  
Phil Hansen  
Kurt Giles  
Craig Evans  
Greg Nelson

Police Chief  
DDA Director  
Utilities Director  
Lieutenant  
Morning Sun

Council Member Allen 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 February 5, 2008. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve the minutes of the special meeting held on February 13, 2008. 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 \$359,220.76. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the January Monthly Reports.

Moved by Kelly, supported by Church, to receive and place on file the January 2008 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communication received the Final Order of the U.S. District for the Frank Nali case.

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

**New Business.**

**Approve Appointment of Ed Benson to Cemetery Board.**

City Manager McConkie requested that the City Council approve to appoint Ed Benson to the Oak Grove Cemetery Board of Trustees.

Moved by Allen, supported by Church, to approve to appoint Ed Benson to the Oak Grove Cemetery Board of Trustees. All ayes carried the motion.

**Approve Payment to Layne Christensen Company – Water Well #8 Repairs.**

City Manager McConkie requested that the City Council approve payment to Layne Christensen Company in the amount of \$5,200.00 for Water Well #8 Repairs.

Moved by Church, supported by Kelly, to approve payment to Layne Christensen Company in the amount of \$5,200.00 for Water Well #8 Repairs. All ayes carried the motion.

**Approve Payment to Peerless Midwest – Water Well #1 Repairs.**

City Manager McConkie requested approval for payment to Peerless Midwest, Inc. for Water Well No. 1 Pump Overall Repair in the amount of \$15,319.70.

Moved by Allen, supported by Shrum, to approve payment to Peerless Midwest, Inc. for Water Well No. 1 Pump Overall Repair in the amount of \$15,319.70. All ayes carried the motion.

**Approve Proposal from FTC&H for Water System Master Plan.**

City Manager McConkie requested that the City Council approve the Proposal from FTC&H for Water System Master Plan in the amount of \$39, 500.00.

Moved by Shrum, supported by Kelly, to approve the Proposal from FTC&H for Water System Master Plan in the amount of \$39, 500.00. All ayes carried the motion.

**Approve Proposal from FTC&H for Wellhead Protection Program.**

City Manager McConkie requested that the City Council approve the Proposal from FTC&H for Wellhead Protection Program in the amount of \$33,500.00.

Moved by Church, supported by Shrum, to approve the Proposal from FTC&H for Wellhead Protection Program in the amount of \$33,500.00. All ayes carried the motion.

**Approve Recommendation from Parks & Recreation Commission.**

City Manager McConkie stated that the Parks & Recreation Commission reviewed the possibility of working with Bethany Township to construct ball diamonds on the Smith Farm property. The Parks & Recreation are not interested in doing a joint project at this time with Bethany Township because it is not high on their priority list.

Moved by Church, supported by Shrum, to approve to accept the recommendation of the Parks & Recreation Commission. All ayes carried the motion.

**Approve Purchase of Street Lamps for the Depot/Street Scape Grant Project.**

City Manager McConkie requested approval to purchase Five Street Lamps for the Depot and Street Scape Grant Project from Street Scape, LLC in the amount of \$11,725.00.

Moved by Church, supported by Kelly, to approve the purchase of Five Street Lamps for the Depot and Street Scape Grant Project from Street Scape, LLC in the amount of \$11,725.00. All ayes carried motion.

**Approve Payment to MAGNET.**

City Manager McConkie requested approval to make payment to MAGNET for Annual Commitment in the amount of \$3,000.00.

Moved by Church, supported by Allen, to approve payment to MAGNET for Annual Commitment in the amount of \$3,000.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that there is an Attentive Agreement between the City of Saint Louis and the IBEW Union Contract for the DPW/Water/Wastewater Employees. The union will be voting on the contract early this week if the contract is approved the contract will be submitted to the City Council at the next meeting for approval. The Electric Division contract is still being negotiated.

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

**Police Chief's Report.**

Lieutenant Evans introduced Justin Bahm as a new Part-time Police Officer.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church stated that he attended the Library Open House and complimented the appearance of the Library renovation.

Council Member Church complimented the electric department on no loss of power during the recent storms.

Council Member Kelly stated that he noticed that other communities do not have a good snow removal program like Saint Louis.

Council Member Allen congratulated Lieutenant Evans on his very good interrogation techniques used during recent crimes that were investigated in the police department.

Mayor Kubin stated that he visited the library on Friday and the new renovations look very nice.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:13 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
March 4, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, March 4, 2008, 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:

Patrick Herblet  
Greg Nelson  
19 High School Students  
Matt Muxlaw

Police Chief  
Morning Sun  
  
Senator Kahn's Office

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 19, 2008. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Kelly, supported by Allen, to approve the Claims & Accounts, in the amount of \$262,060.59. All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the February Monthly Board Minutes.

Moved by Kelly, supported by Shrum, to receive and place on file the February 2008 Monthly Board Minutes. All ayes carried the motion.

### **Public Comments.**

Matt Muxlaw from Senator Kahn's Office introduced himself to the City Council and welcomed the high school students to Senator Kahn's Office in Lansing and offered them a tour of the Capitol Building.

Muxlaw stated that Senator Bills No. 1164-1166 and House Bill No. 5120 regarding the energy park development are available on the State of Michigan's website and the City Council can follow progress of the legislation by accessing the site.

**Public Hearing – Zoning Map Amendment.**

Mayor Kubin opened the public hearing at 7:16 p.m. for discussion on Ordinance No. B-197 to Amend the Zoning Map of the City of Saint Louis.

City Manager McConkie stated that Robert Ancel requested to have his property located at 220 S. Main Street rezoned from I-1 General Industrial to C-2 General Business. This will allow a commercial business to operate and locate on the property. It is also consistent with the city's future use of the property according to the Land Use Plan.

Council Member Shrum stated that he was in favor of the rezoning because if the property is rezoned it will allow a new business to operate in city.

Mayor Kubin closed the public hearing at 7:18 p.m.

Moved by Shrum, supported by Kelly, to approve Ordinance B-197 to amend the Zoning Map of the City of Saint Louis for the properties described below from I-1 General Industrial to C-2 Commercial Business:

29-53-010-236-50

COM 113 FT N OF SE COR OF BLK 41, TH W 175 FT, S 138.80 FT, W 196.28 FT TO A PT ON CL OF VACATED MILL ST, TH N 239.28 FT, E 41.25 FT TO E LINE OF MILL ST, N 50.68 FT TO NW COR OF LOT 3, BLK 41, E 330 FT TO NE COR LOT 10, S 151 FT TO POB.

29-53-010-236-00

LOTS 7 & 8, BLK 41 EX W 10 FT & EX N 19 FT, CITY OF SAINT LOUIS.

All ayes carried the motion.

**Communications.**

City Manager McConkie requested that the City Council place on file the communication regarding the Morning Sun Article on Home Town Hero's Section on Utilities Director Giles, correspondence form Congressman Dave Camp and from Governor Granholm.

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

**New Business.**

**Set Public Hearing for Plasti-Paint IFT Request.**

City Manager McConkie requested that the City Council set the date of Tuesday, March 18, 2008, at 7:30 a.m. for the Industrial Facilities Tax Exemption Certificate Application submitted by Plasti-Paint for seven years on equipment purchased in the amount of \$874,948.81.

Moved by Kelly, supported by Shrum, to approve to set the date of Tuesday, March 18, 2008, at 7:30 a.m. for the Industrial Facilities Tax Exemption Certificate Application request submitted by Plasti-Paint. All ayes carried the motion.

**Confirm Verbal Approval for Christmas Decoration Purchase.**

City Manager McConkie requested that the City Council confirm verbal approval to purchase Christmas Decorations from Bronner's in the amount of \$6,060.09.

Moved by Shrum, supported by Kelly, to approve the confirmation of verbal approval to purchase Christmas Decorations from Bronner's in the amount of \$6,060.09. All ayes carried the motion.

**Confirm Verbal Approval to Purchase Pickup Truck for Electric Department.**

City Manager McConkie requested that the City Council confirm verbal approval to purchase a 2008 Dodge ½ Ton Pickup Truck from Sneathcamp Dodge for the Electric Department in the amount of \$16,754.83.

Moved by Shrum, supported by Kelly, to approve the confirmation of verbal approval to purchase a 2008 Dodge ½ Ton Pickup Truck from Sneathcamp Dodge for the Electric Department in the amount of \$16,754.83. All ayes carried the motion.

**Approve IBEW Department of Public Services Agreement.**

City Manager McConkie requested that the City Council approve the DPW Water/Waster Collective Bargaining Agreement between the City of Saint Louis and International Brotherhood of Electrical Workers Local Union No. 876 and authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis.

Moved by Kelly, supported by Shrum, to approve the DPW Water/Wastewater Collective Bargaining Agreement between the City of Saint Louis and International Brotherhood of Electrical Workers Local Union No. 876 and authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Approve Authorization to Transfer Swimming Pool Restricted Cash.**

City Manager McConkie requested authorization to transfer funds from the Swimming Pool Restricted Cash for a Swimming Pool Building Study and Evaluation by Spicer Group in the amount of \$4,300.00.

The City Council discussed the matter.

The consensus of the City Council was to get a cost estimate to have an architectural design prepared on a new swimming pool bathhouse.

**Approve 2007 Cost Sharing Agreement Payment to Michigan Public Power Rate Payer's Assoc.**

City Manager McConkie requested approval for payment to the Michigan Public Power Rate Payer's Association for 2007 Cost Sharing Agreement Portion in the amount of \$5,420.00.

Moved by Allen, supported by Shrum, to approve payment to the Michigan Public Power Rate Payer's Association for 2007 Cost Sharing Agreement Portion in the amount of \$5,420.00. All ayes carried the motion.

**Approve City Park Rules.**

City Manager McConkie stated that there is a need to have one ordinance to regulate the city parks. At the present time there are various ordinances that deal with regulations for the parks and wanted to know if the City Council would like him to proceed to draft an ordinance.

Mayor Kubin stated that having one ordinance would make the rules more enforceable.

City Manager McConkie stated that he would prepare an ordinance and then would review it with Parks Commission and City Council.

The consensus of the City Council was to have the City Manager proceed to prepare an ordinance.

**Approve to Appoint as a City Attorney.**

City Manager McConkie requested that the City Council approve to appoint Mike Watz as one of the City's Attorney for telecommunication matters and for Pole Attachment Agreements for Charter Communications and Verizon.

Moved by Allen, supported by Shrum, to approve to appoint Mike Watz as a City Attorney. All ayes carried the motion.

**Approve Resolution 2008-02 to Support House Bill No. 5667-PEG Programming Channels.**

City Manager McConkie requested approval to adopt Resolution No. 2008-02 to Support Requiring Cable Operators to Maintain Public, Education and Government Access Channels Programming within the Analog Spectrum.

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

**WHEREAS**, Public Access, educational and government (PEG) channels provide an accessible way for local content to be distributed to the community and allow citizens an opportunity to exercise their First Amendment Right, and have been met with great success; and

**WHEREAS,** Prior to enactment of Public Act 480 of 2006, many cities and villages throughout the state negotiated local franchise agreements to maintain local control, preserve mutual benefits, and keep PEG channels available to the public; and

**WHEREAS,** keeping PEG channels in the lowest tier has allowed both digital and non-digital customers the opportunity to receive these channels; and

**WHEREAS,** through an unintended consequence made possible by Public Act 480, cable operators are moving PEG channels to a higher tier of programming, requiring customers to obtain a digital converter box in order to be able to continue viewing these channels; and

**WHEREAS,** this move will result in added costs, inconvenience and confusion for PEG viewers, particularly impacting our poor, elderly and socio-economically deprived citizens;

**NOW THEREFORE BE IT RESOLVED,** that the Saint Louis City Council hereby expresses its strong support for House Bill 5667, which would require cable operators to maintain PEG programming within the analog spectrum, and

**BE IT FURTHER RESOLVED,** that this resolution be present to the Chair and Members of the House Energy and Technology Committee as well as Representative Opsommer and Senator Kahn, requesting their assistance in moving this bill forward and for their support of PEG programming.

Ayes: Shrum, Allen, Kelly, Kubin

Nays: None

RESOLUTION DECLARED ADOPTED.

### **Approve Resolution 2008-03 Source Water Protection Policy.**

City Manager McConkie requested that the City Council adopt Resolution No. 2008-03 for Source Water Protection Policy and Administrative Procedures.

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

#### **PREAMBLE:**

##### **Statement of Purpose**

The purpose of this resolution is to set forth the policies and administrative procedures that will be used by the City of Saint Louis to protect the municipal water supply.

##### **Background**

Groundwater is an essential source of fresh water for the public water supply system of the City of Saint Louis.

Virtually any activity on the surface of the ground, which involves hazardous substances, may contaminate the groundwater. Once polluted, groundwater is difficult, and sometimes impossible, to clean. The natural microorganisms which help break down some pollutants on the surface of the ground and in the top soil layers

are not present (or not present in sufficient quantities) in groundwater. The slow rates of groundwater flow, ranging from one foot per day to one foot in fifty years, limit dilution or dispersal of contaminants. Groundwater contaminated by today's land uses and activities may remain contaminated for hundreds of years.

The State Of Michigan (Department of Environmental Quality) Wellhead Protection Program is encouraging all public water suppliers to develop local Wellhead Protection Programs. A complete program submission includes the following key elements:

- Defining roles and duties of government units, water supply agencies and other key personnel.
- Delineating a Wellhead Protection Area for each water supply source.
- Identifying potential and existing contaminant sources within each Wellhead Protection Area.
- Utilizing management approaches for protection of the groundwater, including but not limited to education and regulatory approaches.
- Creating contingency plans for public water supply sources including the location of alternate drinking water sources.
- Assuring proper siting on new water sources to minimize potential contamination.
- Encouraging public participation.

As defined, the WHPA is “the surface and subsurface area surrounding a water well or wellfield, supplying a public water system, through which contaminants are reasonably likely to move toward and reach such water well or well field.” In order to develop a Wellhead Protection Plan, each of the above-mentioned elements must be addressed.

The Michigan Department of Environmental Quality recognizes the importance of local leadership and commitment for effective Wellhead Protection Programs. A wide range of management strategies, including land use planning, zoning, subdivision controls, interagency cooperation and community education may be useful in a Wellhead Protection Program Plan.

It is the intent of the City of Saint Louis to alert persons applying for land use, building, or subdivision approvals about state requirements for environmental protection. Any land uses or activities which may pose a threat to the public water supply and groundwater shall be properly managed to minimize the possibility of contamination.

**RESOLUTION:**

**WHEREAS**, the City of Saint Louis recognizes the importance of its groundwater supply as a natural resource used for drinking; and

**WHEREAS**, it is within the responsibility of the City of Saint Louis, as a public water supplier, to consider the health, safety and welfare of its customers; and

**WHEREAS**, groundwater contamination can and does occur as a consequence of a variety of land use activities; and

**WHEREAS**, it is desirable to preserve and protect the quality and quantity of our groundwater resources to assure a continued safe, adequate, and useable supply both now and in the future; and

**WHEREAS**, the protection of current and potential future sources of groundwater used for drinking water is worthwhile from the standpoint of resource protection; and

**WHEREAS**, state, county and municipal laws and regulations require certain land uses to obtain permits and approvals for construction and operation; and

**WHEREAS**, state agencies are not always aware of new development proposals and the owners or developers of proposed new land uses are not always aware of state, county and municipal permit and approval requirements; and

**WHEREAS**, local government officials, through adopted zoning ordinances, have the legal authority to review and/or approve land uses for the purposes of meeting the needs of the state's residents for natural resource protection and public services, including public water supplies;

**NOW THEREFORE BE IT RESOLVED** that the City of Saint Louis does hereby agree to take action to: (1) protect the immediate Wellhead Protection Area and (2) take steps to update the zone of contribution to the wells or wellfield(s) in compliance with the State of Michigan Wellhead Protection Program; and

**BE IT FURTHER RESOLVED** that the City of Saint Louis requests the establishment of a "Budget Line Item" for wellhead protection in order to determine the zone of contribution to their well(s) or wellfield(s), and to implement their Wellhead Protection Program Plan, at such time as funds become available; and

**BE IT ALSO RESOLVED** that the City of Saint Louis issue no land use permit, zoning permit, building or occupancy permit until such time that all required federal, state, county and/or local environmental permits or approvals have been obtained, and/or there is evidence that proper application to the responsible municipal, county, state or federal agencies has been made and significant issues affecting the Wellhead Protection Area have been addressed. An Environmental Permits Checklist will hereby be adopted for administrative use when new, changed or expanded land use activities are proposed.

Ayes: Shrum, Kelly, Allen, Kubin

Nays: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-04 Wellhead Protection & Admin. Procedures.**

City Manager McConkie requested that the City Council approve Resolution No. 2008-04 for Wellhead Protection and Administrative Procedures.

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

**PREAMBLE:**

**Statement of Purpose**

The purpose of this resolution is to set forth the policy and administrative procedures that will be used by the City of Saint Louis to protect the municipal water supply.

## **Background**

Groundwater is an essential source of fresh water for the public water supply system of the City of Saint Louis.

Virtually any activity on the surface of the ground, which involves hazardous substances, may contaminate the groundwater. Once polluted, groundwater is difficult, and sometimes impossible, to clean. The natural microorganisms which help break down some pollutants on the surface of the ground and in the top soil layers are not present (or not present in sufficient quantities) in groundwater. The slow rates of groundwater flow, ranging from one foot per day to one foot in fifty years, limit dilution or dispersal of contaminants. Groundwater contaminated by today's land uses and activities may remain contaminated for hundreds of years.

The State Of Michigan (Department of Environmental Quality) Wellhead Protection Program is encouraging all public water suppliers to develop local Wellhead Protection Programs. A complete program submission includes the following key elements:

- Defining roles and duties of government units, water supply agencies and other key personnel.
- Delineating a Wellhead Protection Area for each water supply source.
- Identifying potential and existing contaminant sources within each Wellhead Protection Area.
- Utilizing management approaches for protection of the groundwater, including but not limited to education and regulatory approaches.
- Creating contingency plans for public water supply sources including the location of alternate drinking water sources.
- Assuring proper siting on new water sources to minimize potential contamination.
- Encouraging public participation.

As defined, the WHPA is “the surface and subsurface area surrounding a water well or wellfield, supplying a public water system, through which contaminants are reasonably likely to move toward and reach such water well or well field.” In order to develop a Wellhead Protection Plan, each of the above-mentioned elements must be addressed.

The Michigan Department of Environmental Quality recognizes the importance of local leadership and commitment for effective Wellhead Protection Programs. A wide range of management strategies, including land use planning, zoning, subdivision controls, interagency cooperation and community education may be useful in a Wellhead Protection Program Plan.

It is the intent of the City of Saint Louis to alert persons applying for land use, building, or subdivision approvals about state requirements for environmental protection. Any land uses or activities which may pose a threat to the public water supply and groundwater shall be properly managed to minimize the possibility of contamination.

## **RESOLUTION:**

**WHEREAS**, the City of Saint Louis recognizes the importance of its groundwater supply as a natural resource used for drinking; and

**WHEREAS**, it is within the responsibility of the City of Saint Louis, as a public water supplier, to consider the health, safety and welfare of its customers; and

**WHEREAS**, groundwater contamination can and does occur as a consequence of a variety of land use activities; and

**WHEREAS**, it is desirable to preserve and protect the quality and quantity of our groundwater resources to assure a continued safe, adequate, and useable supply both now and in the future; and

**WHEREAS**, the protection of current and potential future sources of groundwater used for drinking water is worthwhile from the standpoint of resource protection; and

**WHEREAS**, state, county and municipal laws and regulations require certain land uses to obtain permits and approvals for construction and operation; and

**WHEREAS**, state agencies are not always aware of new development proposals and the owners or developers of proposed new land uses are not always aware of state, county and municipal permit and approval requirements; and

**WHEREAS**, local government officials, through adopted zoning ordinances, have the legal authority to review and/or approve land uses for the purposes of meeting the needs of the state's residents for natural resource protection and public services, including public water supplies;

**NOW THEREFORE BE IT RESOLVED** that the City of Saint Louis agrees to take action to: (1) protect the immediate Wellhead Protection Area(s) and (2) take steps to update the zone of contribution to the wells or wellfield(s) in compliance with the State of Michigan Wellhead Protection Program; and

**BE IT FURTHER RESOLVED** that the City of Saint Louis supports the designates budgets for expenses accrued in determining and updating the zone of contribution of the wells or wellfield(s) and to implement and update their Wellhead Protection Program Plan at such time as funds become available; and;

**BE IT ALSO RESOLVED** that the City of Saint Louis issue no land use permit, zoning permit, building or occupancy permit until such time that all required federal, state, county and/or local environmental permits or approvals have been obtained, and/or there is evidence that proper application to the responsible municipal, county, state or federal agencies has been made and significant issues affecting the Wellhead Protection Area have been addressed. An Environmental Permits Checklist will hereby be adopted for administrative use when new, changed or expanded land use activities are proposed.

Ayes: Allen, Shrum, Kelly, Kubin

Nays: None

**RESOLUTION DECLARED ADOPTED.**

**Approve Purchase of Spare Pump for Bar Screen Pump Station.**

City Manager McConkie requested approval to purchase a Spare Pump for the Bar Screen Pump Station from JGM Valve in the amount of \$12,285.00 to be reimbursed by the State of Michigan Department of Corrections.

Moved by Kelly, supported by Shrum, to approve the purchase of a Spare Pump for the Bar Screen Pump Station from JGM Valve in the amount of \$12,285.00 to be reimbursed by the State of Michigan Department of Corrections. All ayes carried the motion.

**Approve Amendment to Solid Waste Agreement.**

City Manager McConkie requested that the City Council approve the First Amendment and Assignment of Agreement for Solid Waste and Recyclable Material Collection Services subject to the City Attorney's approval of language changed in the agreement by the City Manager.

Moved by Shrum, supported by Kelly, to approve the First Amendment and Assignment of Agreement for Solid Waste and Recyclable Material Collection Services and authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis subject to the City Attorney's approval. All ayes carried the motion.

**Approve Gratiot Area Solid Waste Authority Member Contract.**

City Manager McConkie requested that the City Council approve the Gratiot Area Solid Waste Authority Member Contract between the City of Saint Louis and the Gratiot Area Solid Waste Authority.

Moved by Shrum, supported by Allen, to approve the Gratiot Area Solid Waste Authority Member Contract between the City of Saint Louis and the Gratiot Area Solid Waste Authority and authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis subject to the City Attorney's approval. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that the Group Work Camp Committee for the students that will be here this summer to assist with home improvements for people in need requested that the City Council waive the building permit fees for those improvements requiring a building permit. Since the group of people doing the service are volunteers to aide the low income and physically challenged would recommend that the City Council approve to waive the fees but building inspections would still be required.

Moved by Kelly, supported by Shrum, to approve to waive Building Permit Fees for the Work Group Camp this summer. All ayes carried the motion.

City Manager McConkie stated that he was contacted by Jim Turner from Senator Levin's Office requesting that the city submit another grant application for water well improvements to the federal government and would like authorization from the City Council to apply for funding in the amount of \$4,332,500.00.

The City Council directed City Manager McConkie to submit a grant application to the federal government in the amount of \$4,332,500.00 for water well improvements.

City Manager McConkie stated that an agreement was reached with the DPW, Water/Wastewater Union Employees but having difficulty reaching a settlement with the Electric Union Employees. Feel it would be beneficial to have Rehmann Robson do a third party compensation study to see what the wages and benefits are for comparable cities the size to St. Louis.

The consensus of the City Council was to proceed to have a compensation study done for the electric department employees.

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

City Clerk/Treasurer Roehrs stated that the Property Tax Collection data was taken to the County Treasurer today for settlement with the County Treasurer.

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

Police Chief Herblet stated that due to the unfortunate violence lately in public buildings would like to see a TASK Force Committee formed to discuss some security measures needed in the city hall building.

Council Members Kelly and Shrum volunteered to be on the committee to discuss security measurers for the city hall building.

**Student Delegate Report.** None

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

Council Member Shrum stated that he was at the high school to talk with the three candidates being considered for the superintendent position for the St. Louis Public Schools.

Council Member Kelly stated that there are a couple of potholes in the road by the dam that need to be repaired because they are causing a driving hazard.

Mayor Kubin stated that there was a mix up with Mayor's Exchange Day. The city was paired up with Fremont with the MML drawing and he was unaware of it and in the meanwhile City Manager McConkie was contacted by Essexville to exchange with them. Talked with the Mayor of Fremont today and their council approved to exchange with St. Louis and they would like a two day exchange on June 10 and the 17<sup>th</sup>.

The consensus of the City Council is that they would exchange with both cities this year since they did not participate in the event last year and maybe would skip the event next year.

City Manager McConkie stated that Essexville was also looking at arranging something in June also but would contact them to see if they would be interested in another time.

**Closed Session for Property Purchase.**

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

Moved by Allen, supported by Shrum, to approve to go into closed session at 8:19 p.m. to discuss proposed property purchase. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve to return to open session at 8:43 p.m. All ayes carried the motion.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:43 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
March 18, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, March 18, 2008, 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: Nick Davaloz

Others in Attendance:

Kurt Giles  
Phil Hansen  
Don Schurr  
Craig Evans  
Dave Eldridge  
Kevin Palmer  
Jan Bunting  
Rich Sabatovich  
Phyllis McCrossin

Utilities Director  
DDA Director  
Greater Gratiot  
Lieutenant  
Pine River Outfitters  
Parks & Recreation Comm  
County Commissioner  
Plasti-Paint  
Gratitot County Herald

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

Moved by Kelly, supported by Shrum, to approve the minutes of the regular meeting held on March 4, 2008. 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 \$403,210.97. All ayes carried the motion.

### **Monthly Board Reports.**

City Council discussed the February Monthly Reports.

Moved by Allen, supported by Shrum, to receive and place on file the February 2008 Monthly Reports. All ayes carried the motion.

**Public Hearing – IFT Request for Plasti-Paint.**

Mayor Kubin opened the public hearing at 7:37 a.m. for the Industrial Facilities Exemption Application request from Plasti-Paint.

Don Schurr from Greater Gratiot Development stated that Plasti-Paint is requesting the property tax abatement for seven years on the equipment expansion of five robotic paint spraying machines.

Rich Sabatovich from Plasti-Paint stated that three of the five machines are installed and operating. Within the next two weeks the other two machines will be installed and all of the machines will be operating in three weeks. The robotic painting technology is needed to keep competitive with the demand of business and employees will no longer have to work in the paint booths. With the new technology the employees are learning new skills to operate the equipment. Planning on adding another eight employees to the company due to faster and more efficient production from the robotic technology. Currently running two ten hour shifts at the plant.

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

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

**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**, Plasti-Paint, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to 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 March 18, 2008, 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 August 14, 2007, six (6) months before February 14, 2008, the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

**WHEREAS**, the expansion of the facility will retain 68 and create 8 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. Plasti-Paint, 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 seven (7) year period of time for the addition of machinery and equipment.

AYES: Allen, Kelly, Church, Shrum, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

### **Public Comments.**

Kevin Palmer requested authorization to hold a five kilometer road run and walk combined with a children's mile fun run in St. Louis on Saturday, July 5, 2008. Do need help from the city and police to close the streets for the race.

Moved by Church, supported by Shrum, to approve authorization for the five kilometer road run and walk combined with a children's mile fun run in St. Louis on Saturday, July 5, 2008, subject to police department approval. All ayes carried the motion.

Dave Eldridge from Pine River Outfitters informed the City Council about the Bushwhacker Canoe/Kayak 150 mile Challenge May 17 – 22. The event starts at Polk Road in Sumner Township proceeds down the Pine River to the Chippewa then back to Pine River where the event started. There are already about 60 contestants that have signed up. Looking for persons interested in helping out with the event and requested help from the city and police department.

Moved by Church, supported by Shrum, to approve support of the Bushwhacker Challenge Canoe Event to be held on May 17 thru May 22, 2008, and approve closing N. Mill Street for the event if necessary subject to the Police Department approval. Ayes carried the motion.

### **Communications.**

City Manager McConkie requested that the City Council place on file the communication regarding Police Training, Smith Farm, Group Workcamp Meeting, Substance Abuse Meeting and FERC required informational sign for Penny, Leppien, Barnum and Lions Park.

Moved by Allen, supported by Shrum, to approve to receive and place on file the communications excluding the FERC required information sign for Penny, Leppien, Barnum and Lions Park. All ayes carried the motion.

Council Member Allen wanted to know the dimensions of the signs for the parks.

Utility Director Giles stated that the signs are 3' x 4'.

Moved by Allen, supported by Church, to approve to receive and place on file the correspondence on the FERC required information sign for Penny, Leppien, Barnum and Lions Park. All ayes carried the motion.

### **New Business.**

#### **Approve Addendum to Purchase Agreement – SST Environmental.**

City Manager McConkie requested that the City Council approve the Addendum to the Purchase Agreement between the City of Saint Louis and SST Environmental, L.L.C. to extend the existing agreement until August 1, 2008.

Moved by Church, supported by Shrum, to approve the Addendum to the Purchase Agreement between the City of Saint Louis and SST Environmental, L.L.C. to extend the existing agreement until August 1, 2008. All ayes carried the motion.

**City Manager's Report.** None

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

City Clerk/Treasurer Roehrs stated that if it is approved to hold another Presidential Primary Election the June 3<sup>rd</sup> City Council Meeting will have to be rescheduled.

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

Lieutenant Evans stated that everything is going well at the police department.

**Student Delegate Report.** None

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

Council Member Kelly requested information on the actual cost to have one of the city's police officer participate in MAGNET.

Lieutenant Evans will calculate some cost estimates for the City Council.

Council Member Shrum congratulated Student Delegate Nick Davaloz and St. Louis Basketball Team on their District Title win.

Mayor Kubin stated that he attended the DDT Conference in Alma last Friday and it was very beneficial. He had discussions with Scott Cornelius, the DEQ and our State Representatives. Have a feeling that good things are going to happen on the plant site.

Mayor Kubin stated that there is a Public Hearing Wednesday night at 7:00 p.m. at the Senior Center on Michigan Avenue for discussions with the Department of Justice Office on the insurance policy settlement. He welcomed the council member to attend the meeting.

Mayor Kubin stated that the Board of Review was last week and still do not understand how the assessed values can increase when the house sales are low due to the economy.

Mayor Kubin inquired if the Water Plan that the consultants are preparing for the city will incorporate future needs.

City Manager McConkie stated that the Water Plan will look at the city's future water system needs.

Mayor Kubin stated that the dates for Mayor Exchange Day with Fremont have been confirmed for June 10<sup>th</sup> with St. Louis in Fremont and June 17<sup>th</sup> with Fremont in St. Louis.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 8:26 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
April 1, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, April 1, 2008, at 3:00 p.m., in Room 534 of the Sheraton Inn in Lansing, Michigan.

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  
Phil Hansen

Utilities Director  
DDA Director

The special meeting was called to discuss the Short Term, Long Term and On-Going Goals for the City.

City Manager McConkie stated that the city's utilities need to be the number one priority in the next three years for the city.

Utilities Director stated that on days when the sewage flow exceeds 3,000,000 gallons a day the Union Street Pump Station cannot handle the flow and the system backs up.

City Manager McConkie stated that they have been reviewing what improvements need to be done to the wastewater treatment plant system and looks like a preliminary cost estimate is between \$11,000,000 and \$15,000,000. The cost of the project would be funded through the State Revolving Loan Fund.

City Manager McConkie stated that the cost to replace the water wells is unknown because the DEQ has not made a decision as to what the city is going have to do to the water system due to the p-CBSA chemical contamination.

City Manager McConkie updated the City Council on the following items:

- West Side Electric Improvements to the Cambridge Apartment Complex is in the process.
- Preparing engineer design for Road & Cul-de-Sac in Industrial Park for better road access to Great Lakes Petroleum. Looking for fund the project with MDOT and CBDG grant monies.
- Swimming Pool Area Project consists of bathhouse improvements, picnic area with canoe launch, walking bridge over the Pine River to Barnum Park. Having Spicer Group design a drawing with the new improvements.

- Continue to Automate the City's Meter Reading System both water and electric. Have about 900 electric meters installed and about 450 water meters.
- Long Range Goal for downtown is to replace the infrastructure and resurface N. Mill Street, replace curb and gutter and streetscape.
- Michigan Avenue Vacant Lot – possible park project.
- City Building Facilities – all city buildings need to be reviewed for improvements.
- Limit Residential Zoning to R-1 not R-2.
- Downtown Façade Program to continue for businesses.
- Street Improvements are on-going city goals.

City Council discussed:

- Water Authority between St. Louis, Alma and Pine River Township.
- Cost of Rescue Runs and possible millage to cover the service expense.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 5:20 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
April 8, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, April 8, 2008, 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

Others in Attendance:

Patrick Herblet			Police Chief
Corey Bailey	710	N.	Main Street
Greg Beeson	406		Seaman Street
Casey Collins			Rowe Engineering

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 March 18, 2008, subject to the correction on page 186 paragraph 2 line 2 should read “had discussions with the City’s Federal Representative Jim Turner, the DEQ and our State Representatives. Jim Turner had a feeling that good things are going to happen on the plant site”. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on April 1, 2008. 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 \$260,276.80. All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the March Monthly Minutes.

Council Member Church stated that he noticed the amount of rescue runs that were reported for the fire department in 2007 were 272 and is concerned about the rescue runs costing the fire department too much

money. The Alma Fire Department does not have a rescue squad and the ambulance service covers their emergencies.

The City Council recommended that Council Member Church review the rescue runs with Fire Chief Apps and discuss the matter with the fire board.

Moved by Kelly, supported by Church, to receive and place on file the March 2008 Monthly Minutes. All ayes carried the motion.

### **Public Comments.**

Corey Bailey and Greg Beeson representatives of the Saint Louis Little League stated that they have 283 boys and girls involved with the baseball and softball leagues. Over the last several years have been improving the facilities and fields for the children to play ball on. The Little League recently constructed a pavilion at Hubble Field to be used during the games. The Little League wants to purchase three electric scoreboards and would like the city to install the electric lines to the scoreboards.

Assistant City Manager Giles stated that he estimated the cost for the city to install the electric lines is about \$4,000.00. The city currently pays the cost of the electric at the ball fields.

Moved by Church, supported by Kelly, to approve the cost to install the electric lines at the Little League Ball Fields for the scoreboards and the city to continue to pay the electric usage at the ball fields. All ayes carried the motion.

Corey Bailey and Greg Beeson thanked the City Council.

### **Communications.**

Assistant City Manager Giles requested that the City Council place on file the communications regarding MML Pool & Fund Loss Control, Mayor Exchange Day, Gratiot County 911 Annual Report for 2007 and Housing Commission Audit.

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

### **New Business.**

#### **Approve to Set Public Hearing – Order of Determination 112 Michigan Avenue.**

Assistant City Manager Giles requested that the City Council set the Public Hearing Date for the Order of Determination at 112 Michigan Avenue on April 22, 2008, at 7:30 a.m.

Moved by Allen, supported by Church, to approve to set the Public Hearing Date for the Order of Determination at 112 Michigan Avenue on April 22, 2008, at 7:30 a.m. All ayes carried the motion.

**Approve Resolution No. 2008-06 to Transfer Liquor License for River Rock Restaurant.**

Assistant City Manager Giles requested that the City Council approve Resolution 2008-06 to transfer the ownership 2007 Class C Licensed Business, with Dance-Entertainment Permit, located at 210 N. Mill Street from Dana J. Saurman to River Rock Bar & Grill, LLC and for Extended Hours Pending Final Inspection of the Expansion.

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

**That the request to TRANSFER OWNERSHIP 2007 CLASS C LICENSED BUSINESS, WITH DANCE-ENTERTAINMENT PERMIT, LOCATED AT 210 N. MILL, SAINT LOUIS, MI 48880, GRATIOT COUNTY, FROM DANA J. SAURMAN TO RIVER ROCK BAR & GRILL, LLC AND FOR EXTENDED HOURS PENDING FINAL INSPECTION OF THE EXPANSION.**

be considered for Approval

**APPROVAL**

**DISAPPROVAL**

Yeas: Allen, Shrum, Church, Kelly, Kubin  
Nays: None  
RESOLUTION DECLARED ADOPTED.

Yeas:  
Nays:

**Approve to Transfer Funds from Public Improvement to DDA.**

Assistant City Manager Giles requested that the City Council approve to transfer \$2,200.00 from the Public Improvement Fund to the Downtown Development Authority Fund for half of the cost to replace the sidewalk replacement across from city hall.

Moved by Allen, supported by Shrum, to approve to transfer \$2,200.00 from the Public Improvement Fund to the Downtown Development Authority Fund for half of the cost to replace the sidewalk across from city hall. All ayes carried the motion.

**Approve Resolution No. 2008-07 Solid Waste Rate Schedule.**

Assistant City Manager Giles requested that the City Council approve Resolution No. 2008-07 to increase the Solid Waste Rate Schedule.

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

To raise rates for Solid Waste Collection to \$12.35. These rates shall be effective for all bills due and payable on May 1, 2008, and thereafter:

AYES: Shrum, Church, Allen, Kelly, Kubin  
NAYS: None  
RESOLUTION DECLARED ADOPTED.

**Approve Payment to MDOT for Streetscape Project.**

Assistant City Manager Giles requested that the City Council approve payment to the Michigan Department of Transportation in the amount of \$12,431.28 for the Streetscape Project.

Moved by Church, supported by Kelly, to approve payment to the Michigan Department of Transportation in the amount of \$12,431.28 for the Streetscape Project. All ayes carried the motion.

**Approve Payment to ETNA.**

Assistant City Manager Giles requested that the City Council approve payment to Etna Supply in the amount of \$50,000.00 for Electric Automatic Reading Meters.

Moved by Kelly, supported by Church, to approve payment to Etna Supply in the amount of \$50,000.00 for Electric Automatic Reading Meters. All ayes carried the motion.

**Approve Proposal from Rowe, Inc. – WWTP Phase II Evaluation.**

Assistant City Manager Giles requested that the City Council confirm verbal approval for the Proposal from Rowe, Inc. for Phase II of the Wastewater Treatment System Evaluation in the amount of \$13,281.00.

Moved by Allen, supported by Shrum, to approve confirmation of the verbal for the Proposal from Rowe, Inc. for Phase II of the Wastewater Treatment System Evaluation in the amount of \$13,281.00. All ayes carried the motion.

**City Manager's Report.**

Assistant City Manager Giles stated that the bids for the 2008 Street Paving Project are to be opened on April 17<sup>th</sup> with the project to be awarded at the April 22<sup>nd</sup> meeting.

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

City Clerk/Treasurer Roehrs stated that she is looking at options on Visa/Master Card payments for utility bills and property taxes.

City Clerk/Treasurer Roehrs stated that she is preparing for the May 6<sup>th</sup> election and busy finalizing the Electric Conference details that the city is hosting in Mt. Pleasant May 14<sup>th</sup> thru the 16<sup>th</sup>.

**Police Chief's Report.** None

**City Council Comments.**

Council Member Kelly inquired if the city could put up signs to discourage truck drivers from using their compression brakes when going through the city.

Police Chief Herblet stated that there are cities that do have ordinances that prohibit the use of the brakes and would review some of the ordinances for language on the matter.

Council Member Allen stated that the docks in the river should be taken out before winter next year. This spring she was driving by the dock on N. Mill Street and noticed two kids riding their bikes on the dock and going onto the ice causing an unsafe situation.

Mayor Kubin stated that the Electric Department is doing a good job installing the new power lines on M-46 and wanted to know if some of the poles were going to be eliminated on the north side of M-46 to make the area look nicer.

Assistant City Manager Giles stated Verizon has their own poles along M-46 and hope to eliminate some of the poles when all the electric is up and running.

Mayor Kubin stated that the city should allocate funds in the electric budget every year to relocate electric lines to enhance the appearance in the city.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:28 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
April 22, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, April 22, 2008, 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  
Student Delegate: Nick Davaloz

Others in Attendance:

Patrick Herblet  
Kurt Giles  
Greg Nelson  
Phil Hansen  
Phyllis McCrossin  
Paul Erskin  
Kathy Goettling  
Tony Costanzo  
Rich Ramereiz

Police Chief  
Utilities Director  
Morning Sun  
DDA Director  
Gratiot County Herald  
Building Inspector  
City Assessor  
City Attorney  
Sergeant

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 8, 2008, subject to the corrections on page 190 paragraph 4 line 4 should read “constructed dug outs” and on page 192 paragraphs 5 & 6 should read “verbal request”. All ayes carried the motion.

## **Financial Reports.**

City Council reviewed the Financial Statements for the Month of March 2008.

Moved by Church, supported by Kelly, to approve the Financial Statements for the Month of March 2008. 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 \$369,480.89. All ayes carried the motion.

**Monthly Reports.**

City Council discussed the March Monthly Reports.

Moved by Shrum, supported by Church, to receive and place on file the March 2008 Monthly Reports. All ayes carried the motion.

**Order of Determination – 112 Michigan Avenue.**

City Manager McConkie stated that it was discovered that the Order of Determination Notice for 112 Michigan Avenue was defective because one of the interested parties for the property was not notified. Since the discovery the other interested party has been since served with the notice.

City Attorney Costanzo stated that the Garza's have a mortgage on the property that the city was unaware of and the mortgage company was not notified. The condemnation process has to start over because the mortgage company foreclosed on the property. There is an interested party wanting to purchase the property but does not want to pay \$20,000 to \$30,000 that the mortgage company is asking because it will be costly to repair the house. In the future need to check with the Register of Deeds Office more often when the city is in the process of condemning a property to make sure of the correct ownership. The city will have to wait another 60 days before they can tear down the structure.

Moved by Church, supported by Shrum, to approve to enforce the Order of Determination at 112 Michigan Avenue and to extend the Order of Determination for another 60 days. Discussion on the motion. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications regarding DART Service for October, November and December, p-CBSA Summary, and 1990 Prisoner Lawsuit.

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

**New Business.**

**Mayor Exchange Day with Essexville.**

City Manager McConkie stated that the City of Essexville would like to know if Saint Louis wants to go there June 24<sup>th</sup> and Essexville in Saint Louis June 19<sup>th</sup> for Mayor's Exchange Day.

Mayor Kubin stated that the month of June is busy and he would like to do Mayor's Exchange with Essexville in August. He stated that it would be nice to have Essexville here August 21<sup>st</sup> for the Old Car Tour.

City Manager McConkie will contact Essexville to see if the event can be scheduled during August.

**Approve Request for Special Event at Carrie Knause School.**

City Manager McConkie stated that Michael Clark at 522 Eden Street submitted a request for authorization to allow two Flightcare Helicopters to land at the Carrie Knause Elementary School on May 8, 2008, at 12:30 p.m. Mr. Clark has been arranging this event with the local E.M.S., St. Louis Fire Department, local law enforcement and air-medical services to familiarize 300 students to these departments.

Moved by Shrum, supported by Church, to approve authorization for two Flightcare Helicopters of St. Mary's to land at Carrie Knause Elementary School located at 121 I & K Street on May 8, 2008, at 12:30 p.m. All ayes carried the motion.

**Approve 2008 Pavement Improvement Bid Award.**

City Manager McConkie requested that the City Council approve to award the contract to Central Asphalt for the 2008 Pavement Improvement Project in the amount of \$123,597.04.

Moved by Church, supported by Kelly, to approve to award the contract to Central Asphalt for the 2008 Pavement Improvement Project in the amount of \$123,597.04. All ayes carried the motion.

**Approve Engineering Proposal from Spicer Group – 2008 Pavement Improvement Project.**

City Manager McConkie requested that the City Council approve the Proposal from Spicer Group for Construction Engineering Services for 2008 Pavement Improvement Project in the estimated amount of \$8,771.00.

Moved by Allen, supported by Shrum, to approve the Proposal from Spicer Group for Construction Engineering Services for 2008 Pavement Improvement Project in the estimated amount of \$8,771.00. All ayes carried the motion.

**Approve Proposal from Spicer Group – Bath House Architectural Design.**

City Manager McConkie requested that the City Council approve the Proposal from Spicer Group for the Swimming Pool Bath House Architectural Design in the amount of \$23,700.00.

Moved by Church, supported by Kelly, to approve the Proposal from Spicer Group for the Swimming Pool Bath House Architectural Design in the amount of \$23,700.00 and transfer \$23,700.00 from the Restricted Cash Swimming Pool Fund. All ayes carried the motion.

### **Discussion on Property Tax Sale for 511 Union Street.**

City Manager McConkie stated that the property where the city demolished the house at 511 Union Street is up for property tax sale in July by the Gratiot County Treasurer and the city should try to acquire the property to recover some of the city's cost for tearing down the house.

City Manager McConkie requested authorization from the City Council to bid on the sale of the property located at 511 Union Street.

Moved by Church, supported by Shrum, to approve authorization for the City Manager to work with the City Attorney to submit a bid for the property located at 511 Union Street from the Gratiot County Treasurer from the delinquent property tax sale. All ayes carried the motion.

### **Approve Alternate Water Supply Grant Amendment No. 2.**

City Manager McConkie requested that the City Council approve the Alternate Water Supply Grant Amendment No. 2 between the City of Saint Louis and Michigan Department of Environmental Quality. The Grant Amendment extends the agreement end date to September 30, 2009, the budget and increases the project scope of work outlined in Appendix A of the agreement.

Moved by Shrum, supported by Allen, to approve the Alternate Water Supply Grant Amendment No. 2 between the City of Saint Louis and Michigan Department of Environmental Quality and authorize the City Manager to sign the Agreement Amendment 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 stated that absentee ballots are available in her office for the School Bond Proposals for the election to be held on May 6, 2008.

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

Police Chief Herblet stated that in the last newsletter the police department tried to be proactive by making the residents aware of the Canadian Gas Company using door-to-door sales people selling natural gas indicating that if they switched gas companies they would save money. The company is not doing anything illegal just wanted residents to know if they changed gas companies that they would pay 50 percent more to heat their homes.

Police Chief Herblet stated that he did some checking on trucks using compression brakes and the city can have an ordinance to prohibit the use of them but cannot put signs up on State Highways. The State believes it is a safety issue for trucks to use the brakes and they do not want signs on their highways. The police department will monitor the use of compression brakes through the summer and then if there is a need will look into drafting an ordinance.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Church stated that there are a lot of dogs running loose or confronting people as they walk.

Police Chief Herblet stated that residents need to call the police department when they see a dog running loose or was confronted by a dog.

Council Member Church wanted to know if the police department can do something about the people riding the mopeds that are speeding and racing around town.

Police Chief Herblet stated that he would have the police officers watch for the people riding the mopeds while they are on patrol.

Council Member Church stated that Parks & Recreation Commissioner Dorothy Trgina submitted a grant of \$800.00 to purchase trees for Lions Park and she received \$750.00.

Council Member Church stated that he was contacted by Bill Layman who owns the rental apartments at 402 S. Main Street regarding having to pay the \$35.00 delinquent turn on fee when the electricity is turned off for non payment by his renter. Mr. Layman would like to know what can be done.

City Clerk/Treasurer Roehrs stated that Mr. Layman has two apartments but he only has one electric meter servicing both apartments with one renter paying all of the cost for the electric service. If the renter does not pay the utility bill and the electric is turned off then both apartments have no electricity. Mr. Layman needs to have two separate electric services for the apartments but he does not want to pay the cost to have that done.

Council Member Church stated that he talked with Chief Apps about the increased number of rescue runs and the cost of the service. He said that the cost will continue to rise due to the aging population. Council Member Church stated that he wants to meet with City Clerk/Treasurer Roehrs to review the cost of the rescue runs.

Council Member Allen stated that the city has been using temporary workers for quite sometime and wanted to know if they were working out okay because she has been noticing how much the city has been paying for them.

Utility Director Giles stated that the temporary workers are working out okay. The cost is higher than the prison workers but the temporary workers are more productive and they can work all day individually.

Council Member Allen stated that some trash ordinance violation letters were sent to some residents and thought it would be more hopeful to utilize the newsletter first to remind residents of ordinance requirements of trash barrels or other matters and then send letters if there are problems.

City Assessor Goettling stated that there is going to be an article about trash barrels in the next newsletter.

Council Member Allen stated articles should be in the newsletter a month before the city starts to enforce violations.

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

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
May 7, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, May 7, 2008, 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  
Student Delegate: Nick Davaloz

Others in Attendance:

Patrick Herblet		Police Chief
7 High School Students		
Phyllis McCrossin		Gratiot County Herald
Nancy Rusch	205	Surrey Road
Barb Chovanec	426	College Place
Mark MacNabb	502 N.	Union 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 April 22, 2008. 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 \$214,658.33. All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the April Monthly Board Minutes.

Moved by Kelly, supported by Allen, to receive and place on file the April 2008 Monthly Board Minutes. All ayes carried the motion.

## **Public Comments.**

Nancy Rusch stated that she was at the meeting representing the Housing Commission. She wanted to discuss the pilot fee payment with the City Council. At the last housing commission meeting it was recently made known to the commissioners that the new housing development by the golf course had been given a waiver to pay a pilot fee of 2%, the housing commission pays 5% and Greenland Place pays 6%. The housing commission will be handling the voucher payments for the new apartment complex which is more administrative cost for the housing commission to the Section 8 Program and do not feel that the city's housing commission should pay more pilot fees than the new housing development.

City Manager McConkie stated that the city is supposed to obtain ownership of a parcel of land west of the entrance road and south of the housing complex to off set the reduction in the pilot fee along with the city to own the infrastructure the development is constructing.

Nancy Rusch stated that having different pilot fees set for housing developments makes it hard for other developers looking to do developments when there is no set pilot fee. The pilot fees should be set at a percent based on rent receipts for all housing developments. Also, other developers were refused to construct any more low income housing in the city. It was determined that the city needed working income housing not more low income housing. The housing commission director was asked about the need for more low income housing and she told the developer the city did not need any more. Would like to know what research was done showing the need for more low income housing.

Mayor Kubin stated that the City Council felt forced to lower the pilot fee because the developer stated that they needed it in order to make the project feasible. Also, he did not know until the ground breaking ceremony that the housing was going to be low income and was shocked when the owner informed him.

Council Member Allen stated that it was her understanding that there were three different levels of income accepted.

Nancy Rusch stated there are housing units empty in the housing commission complex and at the other apartment units across the river there are units available.

Council Member Allen stated that she knows that there was research completed on the need for low income housing.

Mayor Kubin stated that the city needs to get clarification on income levels accepted at the housing development because he was told that it would all be low income at the ground breaking.

Nancy Rusch stated that the housing commission would like a reduction in their pilot fee. The housing commission is a federal program and they are going to have additional administration because of the Section 8 Program that is being applied for at the new housing development.

Mayor Kubin stated that the City Council needs further clarification on income levels accepted at the new housing project in order for the city to decide on lowering the pilot payment for the housing commission.

Council Member Allen asked if the Section 8 funds will be increased because of the new housing development.

Nancy Rusch stated that she did not think the funding would be increased but wished that Director Marsh was at the meeting to discuss that issue with the City Council.

Nancy Rusch stated that she also came to the meeting as a concerned resident that lives in Westgate Subdivision about the extra sewage flow that will go through the Michigan Avenue Pump Station from the new housing development.

Nancy Rusch wanted to know if the Michigan Avenue Pump Station capacity was increased to handle the additional sewage flow that will be from the housing project.

City Manager McConkie stated that the city has not increased the capacity but there is a study in process to evaluate the pump station. There has been significant amount of water reduced from Pine River Township especially the surface water flow. Also, the city has been reducing water infiltration into the sewer system. The study is almost complete and the city council will be addressing some of those issues in the near future.

City Manager McConkie stated that the city has a problem at the treatment plant because it cannot handle the amount of sewage being sent to the plant and then it causes back ups within the system.

Nancy Rusch stated that she has a great concern about the resident's houses in Westgate experiencing from back flow of sewage going into their basements and hopes that the city stays on top of the sewage flow problem. She thanked the city council for their consideration.

The City Council thanked Nancy Rusch for coming to the meeting.

Mark McNabb from N. Union Street stated that the city has temporary kennel for dogs that are caught around town and would like to know if the kennel can be moved. During the week days there is no problem because the dogs are only kenneled for a short time. On the weekends the animal shelter is closed so the dogs that are caught bark all weekend. Have asked twice at the police station if the city could move the kennel some where else but nothing is done.

City Manager McConkie stated that he was not aware of the problem and would check into the matter.

### **Communications.**

City Manager McConkie requested that the City Council place on file the communications received from Janet Weir on the proposed Great Lakes Energy Park, City and Sentry Well Sampling results, Water Supply Sanitary Survey and Meeting Notice on US 127 Freeway Project.

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

## **New Business.**

### **Approve Land Application of Biosolids.**

City Manager McConkie requested that the City Council approve Land Application of Biosolids for 2008 by Bio Tech Agronomics in the amount not to exceed \$35,000.00.

Moved by Shrum, supported by Church, to approve Land Application of Biosolids for 2008 by Bio Tech Agronomics in the amount not to exceed \$35,000.00. All ayes carried the motion.

### **Approve Purchase of Water Meters.**

City Manager McConkie requested that the City Council approve the purchase of 100 Sensus SR II Rebuilt Water Meters from Etna Supply, Inc. in the amount of \$9,500.00.

Moved by Shrum, supported by Kelly, to approve the purchase of 100 Sensus SR II Rebuilt Water Meters from Etna Supply, Inc. in the amount of \$9,500.00 based on the meters being warranted. All ayes carried the motion.

### **Presentation of Proposed 2008-09 Budget.**

City Manager McConkie presented the Proposed 2008-09 Budget to the City Council and recommended that a special meeting be set to review the budget in detail.

Moved by Church, supported by Shrum, to approve to set a Special Meeting on Tuesday, May 20, 2008, at 7:00 p.m. to discuss the Proposed 2008-09 Budget. All ayes carried the motion.

### **Approve Request for Memorial Day Parade & Memorial Day Service.**

City Manager McConkie stated that American Legion Post #256 and V.F.W. Post #3055 submitted a request for the Memorial Day Parade Route and to discharge fire arms at the Mill Street Bridge and at the Oak Grove Cemetery on Monday, May 26, 2008, at 10:00 a.m. for the purpose of Memorial Day Service.

Moved by Shrum, supported by Church, to approve authorization for the Memorial Day Parade Route and for the American Legion Post #256 and V.F.W. Post #3055 to discharge fire arms at the Mill Street Bridge and at the Oak Grove Cemetery on Monday, May 26, 2008, at 10:00 a.m. for the purpose of Memorial Day Service. All ayes carried the motion.

### **Presentation to Student Delegate.**

Mayor Kubin presented Student Delegate Nick Davaloz with the City of Saint Louis Ambassador Award and stated that he has been a good representative for the City and for the St. Louis High School.

The City Council congratulated Nick Davaloz and wished him well with his future.

Student Delegate Nick Davaloz thanked the City Council and stated that he has enjoyed participating at the council meetings.

**City Manager's Report.** None

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

City Clerk/Treasurer Roehrs stated that the May 6<sup>th</sup> election went very well.

**Police Chief's Report.**

Police Chief Herblet gave a debriefing to the City Council on the prisoner who escaped last Friday. The capture of the prisoner went well and there was very good cooperation with the different police departments and with the schools.

Mayor Kubin stated that he was impressed on how well it was handled.

Council Member Church wanted to know why the children at school were made to sit on the floor along the wall in the dark during the hard lock down.

Police Chief Herblet stated that after two hours it was decided that the schools could go to soft lock down which means that the doors are locked and no one could enter the building. The students were allowed to move around but kept away from the doors.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum stated that he was glad to hear from Police Chief Herblet that everything went well during the search for the prisoner.

Council Member Allen stated that she was made aware that the police agencies were over whelmed on the support from the community with supplying food and other items to the officers searching for the inmate that escaped from prison.

Council Member Kelly stated that during the prison break it occurred to him that the county should look at a collaborative effort to obtain a canine instead of having to rely on another county.

Chief Herblet stated that the county does have a dog but it needs more training.

Council Member Kelly stated that at 419 Seaman St. the water was shut off a week or so ago and since it was shut off the water has been leaking. Made contact twice with the city about the matter but nobody is doing anything about it.

Council Member Kelly thanked Student Nick Davaloz for his participation and stated that he has been a great addition to the city council.

Council Member Church stated that he has had three people approach him about the city out sourcing the meter reading.

City Manager McConkie stated that the city is not out sourcing the meter reading but there are quite a few meters being read automatically with the new system.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:21 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
May 20, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, May 20, 2008, 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  
Kurt Giles  
6 High School Students  
Phyllis McCrossin  
Phil Hansen  
Greg Nelson  
Robin Lyn  
Tim McGill  
Greg Nelson

Police Chief  
Utilities Director  
  
Gratiot County Herald  
DDA Director  
Morning Sun  
MAGNET  
MAGNET  
Morning Sun

Mayor Kubin 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 7, 2008, subject to the addition on page 203 paragraph 9 line 2 should read “and Mayor’s Scholarship”. 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 \$308,302.49. All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the April Monthly Reports.

Moved by Kelly, supported by Church, to receive and place on file the April 2008 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications regarding Great Lakes Energy Park and Robert Lange Retirement Open House.

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

**New Business.**

**MAGNET Presentation – Robin Lyn.**

Tim McGill from MAGNET presented City Manager Robert McConkie and City Clerk/Treasurer Nancy Roehrs with plaques in appreciation for their leadership, cooperation and contribution to the success of MAGNET.

Tim McGill thanked the City Council for the city's commitment as the fiduciary for MAGNET. He recognized that there is extra work for the City as the fiduciary for MAGNET and thanked City Manager Robert McConkie and City Clerk Treasurer Nancy Roehrs on the work that they do for MAGNET.

Robin Lyn from MAGNET commended Police Chief Herblet for his commitment and contribution to MAGNET and presented him with a plaque.

City Council thanked Tim McGill and Robin Lyn for coming to meeting.

**Approve Community Day Request.**

City Manager McConkie stated that the Committee for Saint Louis Community Day Event submitted a request to close off Franklin and Clinton Streets on Saturday, July 26, 2008, authorize use of Clapp Park for the event and approve the annual city wide garage sale. Police Chief Herblet approved the streets to be closed as long as the streets would be assessable to emergency vehicles.

Moved by Church, supported by Kelly, to approve the request from the Committee for Saint Louis Community Day to use Clapp Park, city wide garage sale and to close off Franklin and Clinton Streets on Saturday, July 26, 2008. All ayes carried the motion.

**Approve Request from Parks & Recreation Commission – MDOT Directional Sign.**

City Manager McConkie requested that the City Council approve the recommendation of the Parks & Recreation Commission not to install a Tourist Oriental Directional Signing along the M-46 State Trunkline System in Clapp Park for Twin Cities Garden Center.

City Manager McConkie stated that he would review with city staff other locations in the city that would be suitable to install Tourist Oriental Directional Signing and bring back the matter to City Council for further discussion.

Moved by Shrum, supported by Kelly, to approve the recommendation of the Parks & Recreation Commission to not install a Tourist Oriental Directional Signing along the M-46 State Trunkline System in Clapp Park for Twin Cities Garden Center. All ayes carried the motion.

#### **Discussion on Mayor Exchange with Essexville.**

City Manager McConkie stated that the City of Essexville has confirmed visiting St. Louis on Thursday, August 21, 2008 and made arrangements with Essexville to visit there on Thursday, August 14, 2008.

#### **Review Solid Waste Ordinance.**

City Manager McConkie stated that Code Enforcement Officer Goettling submitted a request to the City Council to review the Solid Waste Ordinance because she is having difficulty with the section on storage of solid waste containers. The ordinance states that the containers are to be stored in the rear yard of the main building or within a building or shed. Residents are complaining to her that they do not have any other place to put the containers because they are elderly, handicapped, live on a corner lot, or they do not have the finances to build a shed. City Manager McConkie stated that he felt details could be worked out with the property owners.

Council Member Church stated that he thought that the language of the ordinance was alright the way it is now.

Mayor Kubin agreed with Council Member Church that the language of the ordinance was alright as written.

Council Member Allen thought that the language for corner lots should be considered because those properties do have two front yards. Also, the city should acquire some sample ordinances from other cities on the matter.

The City Council directed City Manager McConkie to review other cities solid waste ordinances and bring a recommendation back to the City Council for further discussion.

#### **Approve Manhole Repair.**

City Manager McConkie requested that the City Council approve the repair of and lining of five sanitary manholes located in S. Main Street by Advanced Rehabilitation Technology in the amount of \$8,826.00.

Moved by Church, supported by Allen, to approve the repair of and lining of five sanitary manholes located in S. Main Street by Advanced Rehabilitation Technology in the amount of \$8,826.00. All ayes carried the motion.

**Approve Proposal from Spicer Group for Storm Sewer Project.**

City Manager McConkie requested that the City Council approve the Proposal from Spicer Group for the design and study of the Catch Basin Repair Program in the amount not to exceed \$7,000.00.

Moved by Church, supported by Shrum, to approve the Proposal from Spicer Group for the design and study of the Catch Basin Repair Program in the amount estimated at \$7,000.00. All ayes carried the motion.

**Request from Parks & Recreation Commission to Purchase Playground Equipment.**

City Manager McConkie requested that the City Council approve the recommendation of the Parks & Recreation Commission to purchase Playground Equipment from Midwest Recreation Productions in the amount of \$5,484.65.

Moved by Shrum, supported by Kelly, to approve the recommendation of the Parks & Recreation Commission to purchase Playground Equipment from Midwest Recreation Productions in the amount of \$5,484.65. All ayes carried the motion.

**Approve the Purchase of Diesel Fuel.**

City Manager McConkie requested that the City Council approve the purchase of diesel fuel for the diesel generators at the electric department in the amount of \$8,000.00.

Moved by Church, supported by Shrum, to approve the purchase of diesel fuel for the diesel generators at the electric department in the amount of \$8,000.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that he attended a meeting last night regarding the funding for the Gratiot Community Airport. At the meeting there was discussion on forming an Airport Authority to maintain stable funding for the airport because the airport is vital to the county for economic development.

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

City Clerk/Treasurer Roehrs stated that she received very nice comments regarding the City of Saint Louis hosting the MMEA Conference in Mt. Pleasant.

City Clerk/Treasurer Roehrs stated that the flowers for the city were picked up yesterday and some of the churches already started to plant. Most of the flower beds will be planted today.

City Clerk/Treasurer Roehrs stated that Utility Billing Clerk Tricia Jennings resigned her position with the city and will begin interviewing tomorrow to fill the position.

**Police Chief's Report.**

Police Chief Herblet stated that he is the biggest supporter of Drug Enforcement and would always support MAGNET.

Police Chief Herblet stated that it was his goal that some day the city could furnish a police officer to the MAGNET Team.

**City Council Comments.**

Council Member Church stated that a business owner on Michigan Avenue stated that on the day the prisoner escaped a police officer was speeding on the road and almost hit him.

Police Chief Herblet asked if the flashing lights on the police vehicles were on.

Council Member Church stated that he was not sure but would check on the matter.

Council Member Kelly stated that the water is no longer leaking across the street from him so he assumes the city did something to fix the leak.

Council Member Kelly stated that he agrees with Police Chief Herblet that some day the city should have a police officer on MAGNET if funding is available.

Council Member Allen wanted to know if City Manager McConkie talked with the developer of the Cambridge Woods Apartments to get clarification on the income levels of the housing development.

City Manager McConkie stated that he sent an email to the developer but has not received a response.

Council Member Allen stated that she did not get to see the canoe race and wanted to know how it went.

City Clerk/Treasurer Roehrs stated that she saw portions of the canoe race and it seemed to be going very well.

Moved by Allen, supported by Kelly, to approve to adjourn the meeting at 8:30 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
May 20, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, May 20, 2008, 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  
Kurt Giles

Police Chief  
Utilities Director

City Manager McConkie stated that the Special Meeting was called to review and discuss the Proposed 2008-09 Budget.

### **General Fund**

City Manager McConkie stated that he projected to increase expenditures 2% in the General Fund Budget in order to maintain an acceptable fund balance. Charges for services should remain stable. The total projected revenues for General Fund are \$1,637,307.00 and expenses of \$1,655,615 leaving to use \$18,308 from the fund balance.

City Manager McConkie reviewed the expenses of the departments in General Fund with the City Council.

The police department budget was originally submitted at \$640,000 and reduced expenditures to \$576,560 which includes eliminating the lieutenant's position. Looking at eliminating the position yet this fiscal year.

Sidewalk construction outlay was moved to Major and Local Street Budgets because it is now eligible for Act 51 Funds as a non-motorized expense. The city had been spending about \$15,000 a year out of the general fund for sidewalk construction.

### **Major Street**

City Manager McConkie stated that he anticipated that Major Street would receive \$217,700 in Gas & Weight Tax money with a total amount of revenues of \$229,500 to be received in the fund. The amount of \$100,000 was put in the budget to reconstruct Franklin Street and for some other street resurfacing. Other than equipment rental costs being higher due to the fuel cost increases do not anticipate much change in the Major Street Budget.

### **Local Street**

City Manager McConkie stated that the Local Street Budget has no significant change from the current budget and look to spend \$70,000 for street resurfacing.

### **DDA**

City Manager McConkie stated that the DDA should capture about \$36,000 in tax revenue and the DDA is accumulating funds to purchase and renovate a building downtown.

### **Library**

City Manager McConkie stated that the Library Board submitted their budget and did not change much in it. He stated that he reduced general fund's contribution to \$2,000.00 because he over estimated how much revenue the DDA would capture from the library millage collection.

### **Electric**

City Manager McConkie stated that in the Electric Department Budget he increased the rates 10% after a comparison of Consumers Energy Company rates. The city is currently about 21% lower than Consumers and the Industrial rates about 18% lower. January of 2009 the city's wholesale contract will change and the amount of the contract will increase substantially. The rates have not increased since 2002. Projects that are planned for the electric department next budget year are; rebuild hydro #6, rebuild dam gates, repair to engine 7 & 8 cooling tower, overhaul engine #7, and install pond level monitoring system.

### **Water & Sewer**

City Manager McConkie stated that in the Water & Sewer Budget the water and sewer rates were increased 5%. The expenses in these funds have increased tremendously due to the investigation of new water source and upgrading the wastewater treatment system. The budget includes a \$300,000 proposed water main and sanitary sewer replacement for Franklin Street for that reconstruction project.

### **Solid Waste**

City Manager McConkie stated that the solid waste rates were increased April 1, 2008 to cover the increased cost of the new contract and have proposed to increase the leaf and brush pick up \$.50 with this budget as of July 1, 2008.

City Manger McConkie recommended that the Wage Compensation Scale for 2008-09 be increased 2.5%.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 9:11 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
June 3, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, June 3, 2008, 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

Others in Attendance:

Patrick Herblet  
Kurt Giles  
Phyllis McCrossin  
Greg Nelson  
Kerry Marsh  
Mark Abbott  
Katherine Goettling

Police Chief  
Utilities Director  
Gratiot County Herald  
Morning Sun  
Housing Director  
DPW Supt.  
City Assessor

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 May 20, 2008. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve the minutes of the special meeting held on May 20, 2008. 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 \$246,164.35. All ayes carried the motion.

## **Monthly Minutes.**

City Council discussed the May Monthly Board Minutes.

Moved by Shrum, supported by Church, to receive and place on file the May 2008 Monthly Board Minutes. All ayes carried the motion.

**Public Hearing – 2008/2009 Budget.**

Mayor Kubin opened the public hearing at 7:14 p.m. to discuss the 2008/2009 Fiscal Year Budget.

City Manager McConkie stated that the public hearing is held so that citizens or news media can ask questions on the proposed budget. He stated that there was no general public present other than news media at the meeting.

Council Member Kelly stated that he was not present at the budget workshop meeting and wanted to know what the scope of the project was on the rebuilding of the dam gates.

Utility Director Giles stated that new metal and seals will be put on the gates.

Council Member Church wanted to know the condition of the bubbler system that is used to unfreeze the dam gates in the winter.

Utility Director Giles stated that the bubbler is alright but not working 100%.

Council Member Kelly wanted to know if the pond level monitoring system is going to be installed at the same of the rebuilt of the dam gates.

City Manager McConkie stated that the projects are separate.

Utility Director Giles stated that Stantec is reviewing both projects at this time.

Mayor Kubin closed the public hearing at 7:18 p.m.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communication from EPA regarding the NWI Settlement.

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

**New Business.**

**Permit for Fireworks Display.**

City Manager McConkie requested that the City Council approve the request from the Gratiot Area Chamber of Commerce for the Permit to display fireworks on the Mill Street Bridge on Saturday, July 5, 2008 with a rain date of Sunday, July 6, 2008 at dusk.

Moved by Allen, supported by Shrum, to approve the request from the Gratiot Area Chamber of Commerce for the Permit to display fireworks on the Mill Street Bridge on Saturday, July 5, 2008 with a rain date of Sunday, July 6, 2008 at dusk. All ayes carried the motion.

**Approve Oak Grove Cemetery Street Repairs.**

City Manager McConkie requested that the City Council approve the proposal from Rite-Way Asphalt Paving, Inc. for street repairs at the Oak Grove Cemetery in the amount of \$5,000.00.

Council Member Allen wanted to know if the city solicited for other quotes besides the one received from Rite-Way Asphalt Paving for the project.

DPW Supt. Abbott answered no, because the only other contractor is Central Asphalt and felt that the city received a good bid amount from Rite-Way.

Moved by Allen, supported by Church, to approve the proposal from Rite-Way Asphalt Paving, Inc. for street repairs at the Oak Grove Cemetery in the amount of \$5,000.00. All ayes carried the motion.

**Approve the Cost to Repair the Walk Path at Lions Park.**

City Manager McConkie requested that the City Council approve the cost of \$5,355.00 to repair the Lions Park Walkway by Rite-Way Asphalt.

Council Member Kelly wanted to know if the river bank work would be done before new asphalt is put down on the walkway.

DPW Supt. Abbott stated that the walkway would be paved after the cement work is done on the river bank.

Moved by Shrum, supported by Kelly, to approve the cost of \$5,355.00 to repair the Lions Park Walkway by Rite-Way Asphalt. All ayes carried the motion.

**Approve the Proposal from Blackford Construction – Installation of Concrete.**

City Manager McConkie requested that the City Council approve the installation of concrete for Cold Patch Storage at the DPW Facility by Blackford Construction, Inc. in the amount of \$12,975.00.

Moved by Church, supported by Allen, to approve the installation of concrete for Cold Patch Storage at the DPW Facility by Blackford Construction, Inc. in the amount of \$12,975.00. All ayes carried the motion.

**Approve Proposal from Stantec – Hydro No. 6 Repairs.**

City Manager McConkie requested that the City Council approve the Proposal from Stantec Consulting for Engineering Services for Hydroelectric Turbine No. 6 Repairs in the amount of \$21,500.00.

Council Member Church wanted to know if the screen grating would be checked as part of the hydro engine repairs to stop logs from damaging the hydroelectric turbines.

Utility Director Giles stated that having the screen grates checked was not part of the project.

The consensus of the City Council was to have the screen grate checked to see if repairs are needed to prevent logs from damaging the hydroelectric turbines.

Moved by Church, supported by Shrum, to approve the Proposal from Stantec Consulting for Engineering Services for Hydroelectric Turbine No. 6 Repairs in the amount of \$21,500.00. All ayes carried the motion.

**Approve 2008/2009 Wage Rate Schedule for Housing Commission Employees.**

City Manager McConkie requested that the City Council approve the recommendation of the Housing Commission to increase the Housing Commission Employees wages 4% effective July 1, 2008. The Housing employees did not receive a wage increase for fiscal year 2007/2008.

Moved by Shrum, supported by Church, to approve the recommendation of the Housing Commission to increase the Housing Commission Employees wages 4% effective July 1, 2008, for Fiscal Year 2008/2009. All ayes carried the motion.

**Approve Resolution 2008-08 Local Bridge Program.**

City Manager McConkie requested that the City Council approve Resolution 2008-08 Local Bridge Program to authorize application for funding repairs to Mill Street Bridge.

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

**WHEREAS**, Report was received from the City Manager regarding a Michigan Department of Transportation (MDOT) Local Bridge Program Application.

**WHEREAS**, The Michigan Department of Transportation is accepting applications for the Local Bridge Program for fiscal year 2009; and,

**WHEREAS**, The Department of Public Works has identified the Mill Street bridge over the Pine River as a viable candidate for Local Bridge Program funding; and,

**WHEREAS**, Up to 95% of the costs associated with structure rehabilitation, replacement, and approach construction would be eligible for federal and/or state funding under said program; and,

**WHEREAS**, The City Council is supportive of submitting applications for said Local Bridge Program funding; and,

**NOW, THEREFORE, BE IT RESOLVED,** That the City Council is supportive of undertaking the applications for Local Bridge Program funding through MDOT; and,

**BE IT FURTHER RESOLVED,** That the City Manager is authorized to make application for said Local Bridge Program funding for and on behalf of the City.

AYES: Allen, Kelly, Church, Shrum, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-12 to Approve 2008/2009 Budget.**

City Manager McConkie requested that the City Council approve Resolution 2008-12 to Approve the 2008/2009 Fiscal Year Budget.

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

**WHEREAS,** the City Manager has submitted and filed with the City Council a proposed budget estimating revenues and expenditures for 2008-2009 fiscal year on May 7, 2008, 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 3, 2008 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, 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

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Taxes	\$ 716,000	General Government	\$ 504,205
License & Permits	30,700	Public Safety	733,710
Federal Grants	0	Public Works	149,950
State Grants	530,045	Community & Economic Development	132,900
Charge For Services	28,000	Recreation & Culture	122,050
Fines	5,800	Debt Service	10,800
Interest and Rents	18,030	Other Financing Uses	<u>2,000</u>
Other Revenues	28,000		

Other Financing Sources	280,732		
From Fund Balance	<u>18,308</u>		
Total Revenues	\$1,655,615	Total Expenditures	\$1,655,615

CEMETERY PERPETUAL CARE FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
State Grants	\$ 0	General Government	\$ 0
Interest	4,800	Other Financing Uses	0
Other Revenues	2,000		
From Fund Balance	<u>0</u>	To Fund Balance	<u>6,800</u>
Total Revenues	\$ 6,800	Total Expenditures	\$ 6,800

MAJOR STREET FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
State Grants	\$ 217,700	Highways Streets & Bridges	\$ 270,720
Interest	5,000	Other Financing Uses	<u>0</u>
Other Revenues	6,800		
Other Sources	0		
From Fund Balance	<u>41,220</u>		
Total Revenues	\$ 270,720	Total Expenditures	\$ 270,720

LOCAL STREET FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
State Grants	\$ 82,500	Highways, Streets & Bridges	\$ <u>202,900</u>
Interest	2,500		
Other Revenues	0		
Other financing Sources	70,000		
From Fund Balance	<u>47,900</u>		
Total Revenues	\$ 202,900	Total Expenditures	\$ 202,900

PUBLIC IMPROVEMENT FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Interest	\$ 4,000	Other Uses	\$ 131,000
Other Sources	134,500	To Fund Balance	<u>7,500</u>
From Fund Balance	<u>0</u>		
Total Revenues	\$ 138,500	Total Expenditures	\$ 138,500

DOWNTOWN DEVELOPMENT AUTHORITY

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Taxes	\$ 35,000	Community & Economic Dev.	\$ 22,300
Interest	1,300	Other Uses	6,475
From Fund Balance	<u>0</u>	To Fund Balance	<u>7,525</u>
Total Revenues	\$ 36,300	Total Expenditures	\$ 36,300

DRUG ENFORCEMENT FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Intergovernmental	\$ 22,000	Public Safety	\$ 137,500
Fines & Forfeits	40,500		
Interest	3,000		
Other Revenues	<u>74,500</u>	To Fund Balance	<u>2,500</u>
Total Revenues	\$ 140,000	Total Expenditures	\$ 140,000

T.A. CUTLER MEMORIAL LIBRARY

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Taxes	49,800	Recreation & Culture	\$ 218,180
State Grants	4,000	To Fund Balance	<u>0</u>
Contributions – Local Units	3,000		
Charges for Services	1,500		
Fines & Forfeits	\$ 129,500		
Interest & Rents	1,000		
Other Revenues	13,000		
Other Sources	2,000		
From Fund Balance	<u>14,380</u>		
Total Revenues	\$ 218,180	Total Expenditures	\$ 218,180

The vote on the foregoing resolution was as follows:

Ayes: Kelly, Church, Kubin, Allen, Shrum

Nays: None

Resolution declared adopted.

**Approve Resolution 2008-09 Electric Rates.**

City Manager McConkie requested that the City Council approve Resolution 2008-09 to increase the City of Saint Louis Electric Rates 10% effective for all utility bills due and payable July 1, 2008.

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

***Residential Service***

**Rate A-1**

Distribution Service:  
 Customer Charge @ \$ 5.00 per month  
 Energy Charge @ \$ 0.03685 per kwh

Generation & Transmission Service  
 Energy Charge: @ \$ 0.0484 per kwh

Residential Water Heater Service

**Rate A-2**

Distribution Service:  
 Customer Charge @ \$ 5.00 per month  
 Energy Charge @ \$ 0.03685 per kwh

Generation & Transmission Service  
 Energy Charges:  
 First 250 kwh @ \$ 0.0484 per kwh  
 Next 400 kwh @ \$ 0.0429 per kwh  
 Over 650 kwh @ \$ 0.0484 per kwh

Residential Electric Heat Service

**Rate A-3**

Distribution Charge  
 Customer Charge @ \$ 5.00 per month  
 Energy Charge @ \$ 0.03685 per kwh

Generation & Transmission Service  
 Energy Charges  
 First 600 kwh @ \$ 0.0484 per kwh  
 Over 600 kwh (Nov.-May) @ \$0.0429 per kwh  
 Over 600 kwh (June-Oct.) @ \$0.0484 per kwh

Residential All Electric Service

**Rate A-4**

Distribution Charge  
 Customer Charge @ \$ 5.00 per month  
 Energy Charge @ \$ 0.03685 per kwh

Generation & Transmission Service  
 Energy Charges:  
 First 250 kwh @ \$0.0484 per kwh  
 Next 400 kwh @ \$0.0429 per kwh  
 Over 600 kwh (Nov.-May) @ \$0.0440 per kwh

Over 600 kwh (June-Oct.) @ \$0.0484 per kwh

General Service

**Rate B**

Distribution Service:

Customer Charge @ \$ 12.21 per month  
Energy Charge @ \$ 0.0198 per kwh

Generation & Transmission Service:

Energy Charge @ \$ 0.09075 per kwh

**General Service  
Rate C**

Distribution Service:

Customer Charge @ \$ 24.48 per month  
Demand Charge:  
First 100 kw @ \$ 1.98 per billing kw  
Over 100 kw @ \$ .33 per billing kw  
Energy Charge  
First 180 kWh per kw @ \$ 0.0319 per kWh  
Over 180 kWh per kw @ \$ 0.022 per kWh

Generation & Transmission Service:

Demand Charge:  
All kw @ \$ 7.43 per billing kw  
Energy Charge:  
All kw @ \$ 0.0297 per kWh

Large Power

**Rate D**

Distribution Service:

Customer Charge @ \$ 24.48 per month  
Demand Charge @ \$ 5.89 per billing kw  
Primary Service Discount @ \$ 1.10 per billing kw  
Energy Charge @ \$ 0.0077 per kWh

Generation & Transmission Service:

Demand Charge  
First 100 kw @ \$ 3.58 per billing kw  
Next 1,900 kw @ \$ 1.93 per billing kw  
Over 2,000 kw @ \$ 0.352 per billing kw

Energy Charge

First 180 kWh per kw	@ \$	0.05005	per kWh
Over 180 kWh per kw	@ \$	0.0439	per kWh

AYES: Allen, Shrum, Church, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-10 Water/Sewer Rates.**

City Manager McConkie requested that the City Council approve Resolution 2008-10 to Raise City of Saint Louis Water and Sewer Rate Schedule 5% for utility bills due and payable July 1, 2008.

Moved by Shrum, supported by Church, to raise rates for water and sewer usage to the following:

These rates shall be effective for all bills due and payable July 1, 2008, and thereafter:

(a)	Gallons per month	Min.	Charge per 1,000 Gallons
	Base		\$8.40
	First 20,000		\$1.68
	Next 180,000		\$1.58
	Over 200,000		\$1.52

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		\$8.40
First 20,000		\$1.68
Next 20,000		\$1.58

(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	\$2.57
3/4 inch	\$2.94

1 inch	\$3.36
1 ¼ inch	\$3.62
1 ½ inch	\$3.94
2 inch	\$6.41
3 inch	\$8.61
4 inch	\$14.96
6 inch	\$23.21
8 inch	\$32.39

(c) For non-metered flat rate customers, within the City, the charge shall be a minimum of \$22.94, which shall include the monthly service charge.

(c) For flat rate customers, outside the City, the charge shall be a minimum of \$45.89 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	\$5.25 minimum \$3.20 per 1,000 gallons
Non-metered customers	\$28.72
Non-metered, non-City residents, When no rate agreement exists between the City and Township	\$51.61

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

AYES: Shrum, Church, Allen, Kelly, Kubin  
 NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-11 Yard Waste Rates.**

City Manager McConkie requested that the City Council approve Resolution 2008-11 to Raise City of Saint Louis Yard Waste Rates for all utility bills due and payable on July 1, 2008.

Moved by Church, supported by Kelly, to raise rates for Yard Waste Collection to \$10.00.

These rates shall be effective for all bills due and payable on July 1, 2008, and thereafter:

AYES: Church, Kelly, Allen, Shrum, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**City Manager's Report.**

City Manager McConkie stated that the current Fiscal Year Budget for 2007/2008 will be amended at the next meeting and requested that the City Council set the Public Hearing to amend the budget for Tuesday, June, 17, 2008 at 7:30 a.m.

Moved by Shrum, supported by Church, to approve to set the Public Hearing Date of Tuesday, June 17, 2008, at 7:30 a.m. to amend the 2007/2008 Budget. All ayes carried the motion.

City Manager McConkie stated that Housing Director Kerry Marsh was present at the meeting for the City Council to ask questions to her regarding Section 8 Voucher Program in regards to the Cambridge Woods Apartment Housing Project.

Council Member Shrum stated that at the last meeting Housing Commissioner Rusch stated that the City's Housing Commission would have more work to do if Section 8 Vouchers would be used at Cambridge Woods.

Director Marsh stated that the Housing Commission administers the Section 8 Voucher Program and they can be used anywhere in the county if applicants are eligible for the program. People are making inquiries about applying for the Voucher Section 8 Program for housing at Cambridge Woods. Cambridge Woods has expressed to the Housing Commission that they would take our vouchers for people that qualify.

Director Marsh stated that she can see a problem for current landlords because their tenants on the Voucher Program would no longer rent from them and move into the Cambridge Woods Apartments because they are new. Some of the current voucher renters will be eligible to rent from Cambridge.

Council Member Allen stated that she received from Tim Hunnicutt a rental rate schedule for incomes acceptable to lease at the Cambridge Apartments and it shows how many units will be rented at what income range.

Director Marsh stated that Cambridge Woods is going to accept our vouchers and they will have to use the Housing Commission's rent range for renters to be eligible. The Countryside Apartment Complex in Alma was suppose to house moderate income families and because they are using our vouchers there are a lot of people renting the units that have low income.

Director Marsh stated that she has been contacted by potential applicants saying that they were referenced to the Housing Commission by Cambridge Woods to apply for the Section 8 Vouchers so that they could be on the waiting list. Cambridge Woods is going to take our vouchers they cannot refuse them. Do know that a lot of apartment complexes start out not having low income renters but eventually end up into low income housing units.

City Manager McConkie stated that he noticed that some of the applicants were coming from Countryside Apartments in Alma.

Director Marsh stated that in Gratiot County it is hard to find middle income level renters so landlords end up with low income renters.

City Council thanked Director Kerry Marsh for coming to the meeting.

City Manager McConkie stated that he is going to Lansing tomorrow with Utility Director Giles and WWTP Supt. Steve Mephram to review the results on the Wastewater Treatment Report that was completed by the engineers.

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

**Police Chief's Report.**             None

**City Council Comments.**

Council Member Church stated that he noticed that people on Pine and Franklin Streets are parking motor homes and trailers in their front yards and wanted to know what could be done about it.

Code Enforcement Officer Goettling stated that she is taking care of the problem on Pine Street and would check on Franklin Street.

Police Chief Herblet stated that the city does not have an ordinance prohibiting motor homes and car trailers from being parked on their property.

City Manager McConkie stated that he would have an ordinance drafted for the next council meeting.

Council Member Church wanted to know the status of demolishing the house on Michigan Ave.

Code Enforcement Officer Goettling stated that the deadline for the property owners to demolish the house is at the end of this month.

City Manager McConkie stated that he is aware of a potential buyer for one of the lots. The new buyer would demolish the structure on that lot and the city would pay the cost to demolish the other portion of the house on the other lot. The city would then assess the property for the cost of demolishing the house.

Council Member Kelly commended the Mid-Michigan Community Fire Department for displaying the fire trucks and the fire fighters in their dress uniforms as Darrel Brown's funeral procession drove by the fire station.

Council Member Kelly stated that the pavement in the parking lot across from city hall has a crack in it the whole length of the lot and it needs to be repaired.

Council Member Allen stated that Student Delegate Nick Davaloz starts working for the DPW tomorrow and she let him know that no one has been picking up her yard waste.

DPW Supt. Abbott told Council Member Allen to contact him if the yard waste does not get picked up.

Council Member Allen told Code Enforcement Officer Goettling that the information for landlords she put in the newsletter was very good and thanked her for putting the article in it.

Council Member Allen wanted to know if the flowers that were put in the M-46 flower beds were not healthy when they were planted or did the frost ruin them.

City Clerk/Treasurer Roehrs stated that the flowers were healthy when they were planted but the ground was very dry and the water hoses were not reaching all of the flowers.

Council Member Shrum recognized the many accomplishments of Buzz Brown for the city.

Mayor Kubin stated that in the MML informational notice that the Senate did not vote to increase revenue sharing 4% but Senator Kahn did vote in favor of the Bill.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 8:25 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
June 17, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, June 17, 2008, 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:

Patrick Herblet  
Phyllis McCrossin  
Greg Nelson  
Katherine Goettling  
Phil Hansen  
Nancy Gallagher

Police Chief  
Gratiot County Herald  
Morning Sun  
City Assessor  
DDA Director  
Judge Candidate

Mayor Kubin 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 June 3, 2008, subject to the correction on page 215 paragraph 8 line two should read "same time of pond rebuild". 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 \$192,487.77. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the May Monthly Reports.

Moved by Kelly, supported by Allen, to receive and place on file the May 2008 Monthly Reports. All ayes carried the motion.

## **Public Hearing – 2007/2008 Budget Amendments.**

Mayor Kubin opened the public hearing at 7:34 a.m. to discuss the 2007/2008 Fiscal Year Budget Amendments.

City Manager McConkie stated that there were very few changes that were required in the 2007/2008 Fiscal Year Budget. In the General Fund the overall revenues were increased by \$15,116.00 resulting from taxes, license & permits collected. The General Fund expenses were changed as follows: General Government reduced \$18,000, Public Safety increased \$13,940 due to pay out of vacation for Lieutenant Evans, Public Works increased \$2,985, Community & Economic Development reduced \$860, Recreation & Culture increased \$15,650, and Debt Service increased \$1,401.

Major Street expenses were increased \$43,520 due to engineering costs for the Olive Road Project and an additional amount of \$43,520 to be transferred from Capital Improvement Fund to cover the expenses.

Local Street Budget was decreased \$59,996 due to less road work completed for the fiscal year.

The Library Budget was increased \$69,950 because the capital outlay project completed at the library was not included in the original budget.

Council Member Allen stated that the budget adjustment for General Fund appeared to be very minor compared to the expenses paid every month.

Mayor Kubin closed the public hearing at 7:37 a.m.

## **Approve Resolution 2008-13 Approval of 2007/2008 Budget Amendments.**

City Manager McConkie requested that the City Council approve Resolution 2008-13 to Amend the 2007/2008 Fiscal Year Budget.

The foregoing resolution was offered by Council Member Shrum and supported by Council Member Kelly.

**WHEREAS**, the City Council adopted 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**, during the fiscal year, certain unforeseen circumstances have arisen which has caused need to amend the budget,

**WHEREAS**, the City Council in accordance with Act 621 Michigan Public Acts of 1978, as amended, has set the date June 17, 2008 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 amended 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 amended budget as represented herein.

**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

<u>REVENUES</u>		<u>EXPENDITURES</u>	
Taxes	\$ 687,000	General Government	\$ 555,890
License & Permits	34,200	Public Safety	735,270
Federal Grants	0	Public Works	175,000
State Grants	522,390	Community & Economic Development	120,000
Charge For Services	35,960	Recreation & Culture	140,000
Fines	4,800	Debt Service	12,000
Interest and Rents	27,165	Other Financing Uses	<u>4,550</u>
Other Revenues	36,275		
Other Financing Sources	306,495		
From Fund Balance	<u>88,425</u>		
<b>Total Revenues</b>	<b>\$1,742,710</b>	<b>Total Expenditures</b>	<b>\$1,742,710</b>

CEMETERY PERPETUAL CARE FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
State Grants	\$ 0	General Government	\$ 0
Interest	1,500	Other Financing Uses	0
Other Revenues	2,000		
From Fund Balance	<u>0</u>	To fund Balance	<u>3,500</u>
<b>Total Revenues</b>	<b>\$ 3,500</b>	<b>Total Expenditures</b>	<b>\$ 3,500</b>

MAJOR STREET FUND

<u>REVENUES</u>		<u>EXPENDITURES</u>	
State Grants	\$ 207,290	Highways Streets & Bridges	\$ 351,350
Interest	6,000	Other Financing Uses	<u>0</u>
Other Revenues	15,000		
Other Sources	93,520		
From Fund Balance	<u>29,540</u>		
<b>Total Revenues</b>	<b>\$ 351,350</b>	<b>Total Expenditures</b>	<b>\$ 351,350</b>

LOCAL STREET FUND

REVENUES

EXPENDITURES

State Grants	\$ 85,424	Highways, Streets & Bridges	\$ <u>178,854</u>
Interest	5,000		
Other Revenues	500		
Other financing Sources	65,000		
From Fund Balance	<u>22,930</u>		
Total Revenues	\$ 178,854	Total Expenditures	\$ 178,854

CAPITAL IMPROVEMENT FUND

REVENUES

EXPENDITURES

Interest	\$ 4,000	Other Uses	\$ 198,520
Other Sources	123,730	To Fund Balance	<u>0</u>
From Fund Balance	<u>70,790</u>		
Total Revenues	\$ 198,520	Total Expenditures	\$ 198,520

DOWNTOWN DEVELOPMENT AUTHORITY

REVENUES

EXPENDITURES

Taxes	\$ 28,000	Community & Economic Dev.	\$ 18,700
Interest	1,300	Other Uses	4,000
From Fund Balance	<u>0</u>	To Fund Balance	<u>6,600</u>
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	<u>69,500</u>	To Fund Balance	<u>0</u>
Total Revenues	\$ 126,500	Total Expenditures	\$ 126,500

T.A. CUTLER MEMORIAL LIBRARY

REVENUES

EXPENDITURES

Taxes	48,220	Recreation & Culture	\$ 260,000
State Grants	6,900	To Fund Balance	<u>0</u>
Contributions – Local Units	1,550		

Charges for Services	1,200		
Fines & Forfeits	\$ 128,700		
Interest & Rents	10,000		
Other Revenues	14,700		
Other Sources	4,550		
From Fund Balance	<u>44,180</u>		
Total Revenues	\$ 260,000	Total Expenditures	\$ 260,000

The vote on the foregoing resolution was as follows:

Ayes: Shrum, Kelly, Allen, Kubin

Nays: None

Resolution Declared Adopted.

**Public Comments.**

Nancy Gallagher introduced herself to the City Council as one of the four candidates for District Court Judge on the August Primary Ballot.

City Council thanked her coming to the meeting.

**Communications.**

City Manager McConkie requested that the City Council place on file the communication from Department of Energy regarding receiving the City of Saint Louis resolution of Great Lakes Energy Research Park and correspondence from the MDEQ regarding the city's water supply.

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

**New Business.**

**Introduce Parking Limits Ordinance No. B-198 and Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-198 an Ordinance Amending Ordinance A-65 Section 62-21 of the Saint Louis City Code Regarding Parking Limits Generally to Prohibit Overnight Parking on a Tree Lawn Adjacent to a Curbless Street Where Parking Would Otherwise be Allowed Except by the Owner or Occupant of the Property Immediately Adjacent to Said Tree Lawn.

Moved by Allen, supported by Shrum, to approve to introduce Ordinance B-198 an Ordinance Amending Ordinance A-65 Section 62-21 of the Saint Louis City Code Regarding Parking Limits Generally to Prohibit Overnight Parking on a Tree Lawn Adjacent to a Curbless Street Where Parking Would Otherwise be Allowed Except by the Owner or Occupant of the Property Immediately Adjacent to Said Tree Lawn and to Set the Public Hearing Date on Tuesday, July 1, 2008, at 7:00 p.m. All ayes carried the motion.

### **Approve Hospitality Tent for July 4<sup>th</sup> Weekend.**

City Manager McConkie requested that the City Council approve authorization for the Hospitality Tent on July 4<sup>th</sup> and 5<sup>th</sup> on N. Mill Street between Center and Saginaw Streets.

Moved by Shrum, supported by Allen, to approve authorization for the Hospitality Tent on July 4<sup>th</sup> and 5<sup>th</sup> and to close N. Mill Street between Center and Saginaw Streets from 11:00 a.m. Thursday, July 3, 2008 through Sunday July 6, 2008 at 6:00 p.m. and to close N. Mill Street Saturday, July 5, 2008, from North Street to W. Prospect Street for fire works display. All ayes carried the motion.

### **Approve Bid Award for Demolition of Houses at 511 Sharon, 504 Prospect and 210 North Street.**

City Manager McConkie requested that the City Council approve to award the Bid for 2008 House Demolition Project for 511 Sharon, 504 Prospect and 210 North Street to Smalley Construction, Inc. in the amount of \$16,900.00.

Moved by Allen, supported by Kelly, to approve to award the Bid for 2008 House Demolition Project for 511 Sharon, 504 Prospect and 210 North Street to Smalley Construction, Inc. in the amount of \$16,900.00. All ayes carried the motion.

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

City Manager McConkie requested authorization to discuss with the City of Alma forming a Water Authority and that a formal letter from the Mayor of Saint Louis be sent to the Mayor of Alma.

Moved by Allen supported by Shrum, to approve authorization for the Saint Louis City Mayor to send a letter of request to the Mayor of Alma to request that the City Managers meet to discuss forming a Water Authority. All ayes carried the motion.

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

City Clerk/Treasurer Roehrs stated that the 2008 Summer Property Tax Statements are in the process of being prepared and sent to the property owners.

Teresa Ward has been hired as the new Utility Billing Clerk.

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

Police Chief Herblet commended his five Police Reserves for their excellent service to the community.

### **City Council Comments.**

Council Member Kelly stated that at the last meeting he reported that there were cracks in the parking lot across from city hall that needed to be repaired but has not seen any work done yet to fix the cracks.

Moved by Shrum, supported by Kelly, to approve to adjourn the meeting at 8:10 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
June 20, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Friday, June 20, 2008, at 5:00 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

City Manager McConkie stated that the purpose of the special meeting was to hold an executive session to receive advice and information via conference call with the City's Attorney, Victor Sher, concerning strategy in litigation and resulting mediation between City of Saint Louis vs. Velsicol et. al.

Moved by Shrum, supported by Church, to approve to go into closed session to discuss litigation strategy and resulting mediation between City of Saint Louis vs. Velsicol et. al. at 5:04 p.m.

Ayes: Shrum, Church, Allen, Kelly, Kubin  
Nays: None  
Motion carried.

Moved by Shrum, supported by Kelly, to return to open session at 5:55 p.m.

Ayes: Shrum, Kelly, Allen, Church, Kubin  
Nays: None  
Motion carried.

Moved by Allen, supported by Shrum, to approve authorization for City Manager Robert McConkie as representative of the City of Saint Louis to execute the Confidential Conditional Settlement Agreement in similar form and content as presented between the City of Saint Louis vs. Velsicol et al.

Ayes: Allen, Shrum, Church, Kelly, Kubin  
Nays: None  
Motion carried.

Moved by Church, supported by Kelly, to approve to adjourn the meeting at 6:00 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
July 1, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, July 1, 2008, at 7:00 p.m., in the City Hall Council Chambers.

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

Council Members Absent: Melissa A. Allen (excused)

City Manager: Robert McConkie  
City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet			Police Chief
AJ Knowles			Gratiot County Herald
Katherine Goettling			City Assessor
Tony Constanza			City Attorney
Danny O'Shay	117	E.	Prospect Street
Kristine Bakker			
Tom Morrow	116	E.	Prospect Street
Allen Woodcock	121	E.	Prospect Street

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

Moved by Kelly, supported by Church, to approve the minutes of the regular meeting held on June 17, 2008, subject to the correction on page 233 Council Member Kelly voted no on the Hospitality Tent. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on June 20, 2008. 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 \$451,261.93. All ayes carried the motion.

## Monthly Board Minutes.

City Council discussed the June Monthly Board Minutes.

Council Member Kelly commended on the appearance of the new trees planted in Lion's Park.

City Manager McConkie stated that the trees were purchased through a grant that Dorothy Trgina applied for and received.

City Manager McConkie thanked a city resident for attending to the flower beds.

Moved by Shrum, supported by Church, to receive and place on file the June 2008 Monthly Board Minutes. All ayes carried the motion.

**Public Hearing – Ordinance No. B-198.**

Mayor Kubin opened the public hearing at 7:06 p.m. for discussion on Ordinance No. B-198 to amend Ordinance A-65 Section 62-21 of the Saint Louis Code Regarding Parking Limits Generally to Prohibit Overnight Parking on a Tree Lawn Adjacent to a Curbless Street Where Parking Would Otherwise be Allowed Except by the Owner or Occupant of the Property Immediately Adjacent to Said Tree Lawn.

City Attorney Constanza stated that the ordinance was created for areas in the city that have curbless streets and the city is attempting to reserve that area for the person that either owns, occupies the property or for a guest of that owner.

Council Member Kelly asked what if there is no sidewalk on a property.

Attorney Constanza stated that with the terms of the ordinance it does not matter if there is a sidewalk or not because the tree lawn area is the street right-of-way.

Danny O'Shay stated that he has parked his vehicle for years in front of his neighbors and now because of this proposed ordinance it will prohibit him from doing so. He stated that he does not have a driveway and there used to be a lot between the two properties but a few years ago his neighbor bought the property. He used to live in the house on the corner for six years and when he purchased the property back then he was told that the half lot was owned by the property he now resides at. The driveway between his house and Woodcock's was deemed public property a long time ago because it was being maintained mutually. Mr. Woodcock owns the property now and refuses to let him use the driveway. Have offered to buy half of the driveway but Mr. Woodcock refused to sell the property to him unless he bought all of his property. Don't want to fight with the neighbor but if he is not allowed to park in that area he has to park his vehicle in the tree lawn.

Mayor Kubin stated that he has experienced the same situation when he lived on Delaware Street and he understands the problem the property owner is having with someone parking on his tree lawn.

Council Member Church stated that he recognizes Mr. O'Shay's problem but because he parks his vehicle in someone else's tree lawn other people are parking their vehicles in their neighbor's tree lawn.

Allen Woodcock stated that he owns the property where Mr. O'Shay has been parking his vehicle on the tree lawn. He pays the property taxes and his property description includes that area where he is parking. He has had a battle with him for 20 years and Mr. O'Shay has made threats against him if he did not sell the driveway property to him. The police have had come to his house because of disputes he has had with Mr. O'Shay. He stated that he does not pay the taxes on that property just so Mr. O'Shay can park more vehicles on his property. Every year he drives more on the grass to make the driveway creep over to his property. Will have to get his property surveyed and put up on fence to prohibit Mr. O'Shay from using his property. Mr. O'Shay causes a traffic obstruction by parking his vehicles in front of his property. People coming down the street cannot see because of where he is parking his vehicle.

City Manager McConkie stated that at the last meeting he may have used Mr. Woodcock's property as an example as to why the ordinance was needed but the ordinance was drafted because of a complaint received from another property on Tyrell Street.

Mr. O'Shay stated that Mr. Woodcock made some false statements regarding the property and complained about a tree that Mr. Woodcock cut down and then fell on his trailer.

Mayor Kubin stated that the matter does not have any bearing on the ordinance.

Mayor Kubin closed the public hearing at 7: 24 p.m.

Moved by Kelly, supported by Shrum, to approve Ordinance B-198 to amend Ordinance A-65 Section 62-21 of the Saint Louis Code Regarding Parking Limits Generally to Prohibit Overnight Parking on a Tree Lawn Adjacent to a Curbless Street Where Parking Would Otherwise be Allowed Except by the Owner or Occupant of the Property Immediately Adjacent to Said Tree Lawn. All Ayes carried the motion.

### **Public Comments.**

Kristin Bakker introduced herself as a candidate for Gratiot County District Court Judge. She stated that there are four candidates from Gratiot County that will be on the August Primary Ballot. The two candidates that receive the most votes will then be on the ballot for the November Election.

Mayor Kubin thanked Kristin Bakker for coming to the meeting.

### **Communications.**

City Manager McConkie requested that the City Council place on file the communication sent to the City of Alma requesting the feasibility for a joint water authority. He stated that he attended the City of Alma council meeting and presented the letter and it was received with positive response.

Mayor Kubin wanted to know what the city needed to do to proceed with forming a water authority with Alma.

City Manager McConkie stated that the water study needs to be completed first so the city knows the cost for a new water system.

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

**New Business.**

**Approve Purchase of Water Meters for Cambridge Woods Apts.**

City Manager McConkie requested that the City Council approve the purchase of three 2" Water Meters for Cambridge Wood Apartments from Etna Supply Inc. to be reimbursed by Cambridge Wood Apartments in the amount of \$7,140.00.

Moved by Shrum, supported by Church, to approve the purchase of three 2" Water Meters for Cambridge Wood Apartments from Etna Supply Inc. to be reimbursed by Cambridge Wood Apartments in the amount of \$7,140.00. All ayes carried the motion.

**Approve Purchase of Fiber Optic Supplies.**

City Manager McConkie requested that the City Council approve the purchase of Fiber Optic Supplies from Reed City Power Line Supply, Inc. in an amount not to exceed \$8,500.00.

Moved by Kelly, supported by Church, to approve the purchase of Fiber Optic Supplies from Reed City Power Line Supply, Inc. in an amount not to exceed \$8,500.00. All ayes carried the motion.

**Approve Purchase of Police Vehicle.**

City Manager McConkie requested that the City Council approve the purchase of a 2009 Police Package Vehicle from Jim Navare Ford at the State Contract Bid of \$21,280.02.

Moved by Shrum, supported by Church, to approve the purchase of a 2009 Police Package Vehicle from Jim Navare Ford at the State Contract Bid of \$21,280.02. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that yesterday a news release was received from M&M Energy reporting that the Senate passed the Energy Plan.

City Manager McConkie requested that the City Council approve the proposal from Earl Davidson Construction, Inc. to replace the steps behind city hall and build an entry way over the stairs that lead to the fire department in the amount of \$5,755.00.

Moved by Church, supported by Shrum, approve the proposal from Earl Davidson Construction, Inc. to replace the steps behind city hall and build an entry way over the stairs that lead downstairs to the fire department in the amount of \$5,755.00. All ayes carried the motion.

City Manager McConkie stated that reservations for the MML Annual Convention on Mackinaw Island have been made for the City Council. The date of the convention is September 30 thru October 4<sup>th</sup>.

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

**Police Chief's Report.**

Police Chief Herblet stated that he and Sergeant Ramereiz have taken over the Lieutenant's responsibilities. Officer Schooley resigned his position because he is moving to Florida. Will be using Part-Time Police Officers to cover his shift and looking to fill the full-time position with one of them.

**City Council Comments.**

Council Member Church stated that at the corner by the Tire Discount Store the stone has fallen down and it looks like it is washing out.

Council Member Church stated that a man called him yesterday to tell him that last weekend there was a garage sale on Tyrell St. and after the sale the people just piled the stuff on the porch.

City Assessor Goettling stated that she would look at it.

Council Member Church stated that around the corner from the house on Tyrell Street on Franklin St. there is a trailer parked with a bunch of stuff in it.

Council Member Kelly stated that he noticed that the cracks in the parking lot across from city hall were patched and expressed gratitude to the City Manager.

Council Member Kelly stated that he and Council Member Shrum volunteered to sit on a committee with the Police Chief to review security at city hall and wondered why they have not met yet.

Police Chief Herblet stated that he did not schedule a meeting yet because the city is having budget problems and knew there would be a cost to the city to improve security in the city hall complex.

City Manager McConkie stated that the committee should go ahead and meet to get some costs on what needs to be done.

Council Member Shrum stated that on the corner of Hazel and Clinton Streets he thinks the telephone company cut a path across the street and wondered if the street would be repaired.

City Manager McConkie stated that he would have to check to see who did cut the street and if it was the telephone company they would have to repair it.

Mayor Kubin stated that it is his understanding that the EPA will make public at the next CAG meeting as to what remedy would be used to clean up the Superfund Site. He recommended that the City Council attend the CAG meeting to obtain information from the EPA on the cleanup.

Moved by Church, supported by Shrum, to approve to adjourn the meeting at 8:10 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
July 2, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, July 2, 2008, at 8:00 p.m., in the City Hall Council Chambers.

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

Council Members Absent: William E. Shrum (excused)

City Manager: Robert McConkie  
City Clerk/Treasurer: Nancy L. Roehrs

City Manager McConkie stated that the purpose of the special meeting was to hold an executive session to receive consultation with City Attorney, Victor Sher, for ongoing litigation.

Moved by Kelly, supported by Allen, to approve to go into closed session at 8:02 p.m. to receive consultation with City Attorney, Victor Sher, for ongoing litigation.

Ayes: Kelly, Allen, Kubin  
Nays: None  
Motion carried.

Moved by Allen, supported by Kelly, to return to open session at 8:54 p.m.

Ayes: Allen, Kelly, Church, Kubin  
Nays: None  
Motion carried.

Moved by Kubin, supported by Church, to approve to adjourn the meeting at 8:54 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
July 15, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, July 15, 2008, 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  
Phyllis McCrossin  
Kurt Giles  
Phil Hansen

Police Chief  
Gratiot County Herald  
Utilities Director  
DDA Director

Council Member Church 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 July 1, 2008. All ayes carried the motion.

Moved by Kelly, supported by Shrum, to approve the minutes of the special meeting held on July 2, 2008. All ayes carried the motion.

### **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Council Member Allen joined the meeting at 7:33 a.m.

Moved by Shrum, supported by Kelly, to approve the Claims & Accounts, in the amount of \$269,283.76. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the June Monthly Reports.

Moved by Shrum, supported by Church, to receive and place on file the June 2008 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications from EPA regarding City & Sentry Well Sampling Results for April, letter of engagement for 2007/2008 audit from Rehmann Robson, and invitation from Mark Abbott.

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

**New Business.**

**Approve MML Worker's Compensation Fund Ballot.**

City Manager McConkie requested that the City Council approve to elect the nine (9) incumbent Trustees for the Michigan Municipal League Workers' Compensation Fund.

Moved by Allen, supported by Church, to approve to elect the nine (9) incumbent Trustees for the Michigan Municipal League Workers' Compensation Fund. All ayes carried the motion.

**Approve Purchase of Equipment for 2009 Police Vehicle.**

City Manager McConkie requested that the City Council approve the purchase of Equipment for 2009 Police Patrol Vehicle in the amount of \$9,415.00.

Moved by Shrum, supported by Kelly, to approve the purchase of Equipment for 2009 Police Patrol Vehicle in the amount of \$9,415.00. 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 \$5,310.99.

Moved by Kelly, supported by Church, to approve payment to Michigan Department of Transportation for the Main Street Streetscape Project in the amount of \$5,310.99. All ayes carried the motion.

**Approve Authorization for Wellhead Protection Grant.**

City Manager McConkie requested that the City Council approve the Wellhead Protection Grant Agreement between the City of Saint Louis and the Michigan Department of Environmental Quality in the amount of \$16,750.00 and the City to match the grant with local funds in the amount of \$16,750.00.

Moved by Shrum, supported by Church, to approve the Wellhead Protection Grant Agreement between the City of Saint Louis and the Michigan Department of Environmental Quality in the amount of \$16,750.00 and

the City to match the grant with local funds in the amount of \$16,750.00 and authorize City Manager to execute the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Michigan Tax Tribunal Stipulation Authorization.**

City Manager McConkie requested that the City Council approve the Michigan Tax Tribunal Stipulation Consent Judgment recommended by the City Assessor and City Attorney. Approving the Stipulation would give authorization to the City Attorney to enter into the Consent Judgment before the matter goes to a hearing.

Moved by Church, supported by Shrum, to approve authorization for the City Attorney to enter into the Michigan Tax Tribunal Stipulation Consent Judgment for the Evergreen Village MHC, LLC. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie requested a Closed Session at 8:00 a.m. to discuss with the City Attorney ongoing litigation between the City of Saint Louis vs. Velsicol et al.

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

City Clerk/Treasurer Roehrs stated that yesterday an election inspector training was conducted by County Clerk Carol Vernon in the St. Louis City Hall and was attended by about 30 people.

City Clerk Roehrs stated that Absentee Ballots are available in her office for the August 5<sup>th</sup> Primary Election.

**Police Chief's Report.**

Police Chief Herblet stated that everything went well at the Rural Urban Day Event.

Police Chief Herblet stated that there are about 400 youths in town this week doing various maintenance projects on houses for those in need. Very impressed on how well behaved the youths have been along with excellent adult supervision. The community is very fortunate to have them here.

Police Chief Herblet stated that he is going to put an article in the newsletter to encourage people to fill out a contact form at the police department if they are going away on vacation or will be gone for the winter. The police officers will do routine checks on the properties while they are away.

Moved by Church, supported by Kelly to approve to go into closed session at 7:56 a.m. to discuss with the City Attorney ongoing litigation between the City of Saint Louis vs. Velsicol et al.

AYES: Church, Kelly, Allen, Shrum, Kubin

NAYS: None

Motion carried.

Moved by Allen, supported by Church, to approve to return to open session at 8:26 a.m.

AYES: Allen, Church, Kelly, Shrum, Kubin

NAYS: None

Motion carried.

### **City Council Comments.**

Council Member Church stated that the publicity received on the Blues Festival was great and the city employees and police department did a great job to assist with the event.

Council Member Kelly stated that the Youth Work Camp is going well and it is nice to see the youth in town doing such good things for our community.

Council Member Allen stated that she thought it was the city's responsibility to move the building owned by Richard Green that is in front of the new apartment complexes being built.

City Manager McConkie stated that it is Green's responsibility to move the building but the city is supposed to pay him \$10,000 for moving the building once the land agreement has been fully executed.

Council Member Allen wanted to know what the procedure was if someone wanted to purchase the old park equipment when it is replaced with the new equipment.

City Manager McConkie stated that the City of Alma, Ithaca and St. Louis are going to have a joint auction sale and would let her know when the sale was going to be held so she can tell the person wanting to buy the equipment.

Council Member Shrum stated that everything went great at the Blues Festival and it was a good event for the city.

Council Member Church wanted to know if police officers that worked at Rural Urban Day were all St. Louis Officers or was some of them from other departments.

Utilities Director Giles stated that there were some officers from other departments but most of them were from St. Louis.

Moved by Kubin, supported by Kelly, to approve to adjourn the meeting at 8:43 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
July 17, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Thursday, July 17, 2008, at 5:30 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

City Manager McConkie stated that the purpose of the special meeting was to hold an executive session to receive consultation with City Attorney, Victor Sher, concerning ongoing litigation between the City of Saint Louis vs. Velsicol et al.

Council Member Allen joined the meeting via telephone conference call at 5:31 p.m.

Moved by Church, supported by Kelly, to approve to go into closed session at 5:31p.m. to receive consultation with City Attorney, Victor Sher, concerning ongoing litigation between the City of Saint Louis vs. Velsicol et al.

Ayes: Church, Kelly, Allen, Shrum, Kubin  
Nays: None  
Motion carried.

Moved by Shrum, supported by Kelly, to return to open session at 6:23 p.m.

Ayes: Shrum, Kelly, Allen, Church, Kubin  
Nays: None  
Motion carried.

Moved by Kubin, supported by Shrum, to approve to adjourn the meeting at 6:23 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
August 6, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, August 6, 2008, at 7:00 p.m., in the City Hall Council Chambers.

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

Council Members Absent: Melissa A. Allen (excused)

City Manager: Robert McConkie  
City Clerk/Treasurer: Nancy L. Roehrs

Others in Attendance:

Patrick Herblet			Police Chief
Kurt Giles			Utilities Director
Katherine Goettling			Code Enforcement Officer
Bobbie Painter	516	S.	Franklin Street
Wes Alspaugh	209	S.	Franklin Street
Brian Drowley	318	N.	Clinton Street
Wendy Drowley	318	N.	Clinton Street
Nicole Koutz	410	N.	Clinton Street
Joshua Tuzas	215	S.	East Street
Danny O'Shay	117	E.	Prospect Street

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

Moved by Kelly, supported by Shrum, to approve the minutes of the regular meeting held on July 15, 2008. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on July 17, 2008. 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 \$542,548.96. All ayes carried the motion.

## Monthly Board Minutes.

City Council discussed the July 2008 Monthly Board Minutes.

Moved by Kelly, supported by Church, to receive and place on file the July 2008 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.**

Danny O'Shay approached the City Council about receiving two letters from Code Enforcement Officer Goettling one on moving his vehicle off of the neighbor's tree lawn and the other about the two rabbits he has on his property. It was stated that he had to move his vehicle by August 8, 2008, which he did but the other letter stated that he had to get rid of the two rabbits and he uses them for his Shriner Clown act. Want to know why he is being harassed and picked on by the Code Enforcement Officer Goettling. In the past he used to have homing pigeons on his property but they were grandfathered in by the city.

Enforcement Officer Goettling stated that her letter said that he could apply to the City Clerk for permission from the City Council to keep the rabbits on his property.

Council Member Shrum stated that Enforcement Officer Goettling does a good job and enforces the ordinances with all of the residents not just one property owner.

Council Member Church agreed that Enforcement Officer Goettling does a good job enforcing the city's ordinances.

Police Chief Herblet stated that subsection (c) in the ordinance needs to be addressed because it states that no vehicle shall be parked for more than 120 continuous hours in any street and not sure what that is referring to.

Mayor Kubin stated that Police Chief Herblet should have subsection (c) clarified and bring the information back for the City Council to review.

One resident stated that children should be allowed to have rabbits in the city so they can participate in 4-H.

Goettling stated that rabbits are allowed if they are approved by the City Council.

Wes Alspaugh and Nicole Koutz stated that they are the organizers for the Community Day Event and thanked the city for letting them use Clapp Park, close off the streets for the car show and waive garage sale permits for that weekend. Community Day is scheduled for next year on Saturday, July 25, 2009. Nicole has decided to step down as chair for the event but someone will be appointed to run the event. The event is going to continue in the future but need more support from the city. The Gratiot County Herald did a good job covering the event and it was the best Community Day ever. There were 90 cars displayed at the car show. Want to clarify that the VFW Post does not have anything to do with the event other than donate funds to support it. Had a hard time getting DDA Director Phil Hansen involved with event to promote it. Made many telephone calls to him about listing Community Day in the city's event article but he would not get back with him about putting Community Day in the brochure. He put an article out about the car show at

the Camp Grounds the same day as Community Day car show but did not do an article on their car show. Came to City Hall and gave City Clerk Roehrs an article about Community Day and she had the article put in the utility bills. Need help from the city to promote the event next year. DDA Director Hansen got authorization from the DDA to spend \$1,500.00 for the US 27 Motor Tour for the vehicles to be in town for a hour and half and Community Day did not receive anything for an all day event in the city which brought a lot of people to St. Louis. Also, the fire department usually does some kind of demonstration during the event and they did not participate at the event. Do want to thank the police department for being present during the day. There were two medical emergencies at the event but there were no emergency personnel on site and medical support is needed during the day.

Mayor Kubin wanted to know if they requested the fire department to participate at the event.

Alspaugh answered yes, but they did not participate.

Alspaugh stated that they would like to take their proceeds from the event and build a Playscape. St. Louis is the only community that does not have a Playscape and if we can get the DDA to help out to support the event more money could be raised.

Koutz stated that they have about \$1,500.00 to go towards the material to build a playscape and could have volunteers to build it. Want to do a bake sale and request donations from the community to acquire more funds for the playscape.

Mayor Kubin wanted to know where they planned on putting the playscape.

Koutz stated that they want to put it in Clapp Park.

Mayor Kubin asked if they have discussed the playscape with the Parks & Recreation Committee.

City Manager McConkie stated that the Parks Committee just spent \$7,000 for park equipment that they purchased for Clapp Park.

Mayor Kubin stated that he thought that the Community Day Committee should go to the Parks Committee to discuss the playscape idea because they have specific plans for each park and they may have other ideas what should be done with the money.

Mayor Kubin apologized to Koutz and Alspaugh and told them that they would get the city's support for promoting their event next year in the brochures.

Mayor Kubin thanked them for coming to the meeting.

City Manager McConkie stated that he understood that some of the business owners would not contribute to community days because they never see any financial information.

Wes Alspaugh presented a financial statement to the City Council.

## **Communications.**

City Manager McConkie requested that the City Council place on file the communication sent to JET Development, communication received regarding DART Service and correspondence from Geoffrey Rettig.

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

## **New Business.**

### **Approve Officer & Employee Delegates for MERS Conference.**

City Manager McConkie requested that the City Council approve Mike Parsons as the Officer Delegate and Steve Mepham as the Officer Alternate for the MERS Conference and approve authorization for the Officer Delegate and Employee Delegate Sally Stimson to attend the Annual MERS Conference in Traverse City September 30<sup>th</sup> thru October 2<sup>nd</sup>.

Moved by Shrum, supported by Kelly, to approve Mike Parsons as the Officer Delegate and Steve Mepham as the Officer Alternate for the MERS Conference and approve authorization for the Officer Delegate and Employee Delegate Sally Stimson to attend the Annual MERS Conference in Traverse City September 30, 2008<sup>h</sup> thru October 2, 2008. All ayes carried the motion.

### **Approve Street Closing for Old US-27 Motor Tour.**

City Manager McConkie requested that the City Council approve to close the 100 and 200 blocks with the option to close the 300 block of N. Mill Street on Thursday, August 21, 2008, from 12:00 p.m. to 4:30 p.m. for the Second Annual Old US-27 Motor Tour.

Moved by Church, supported by Shrum, to approve authorization to close the 100 and 200 blocks with the option to close the 300 block of N. Mill Street on Thursday, August 21, 2008, from 12:00 p.m. to 4:30 p.m. for the Second Annual Old US-27 Motor Tour. All ayes carried the motion.

### **Approve Annual Mower Exchange.**

City Manager McConkie requested that the City Council approve the annual exchange of Three Zero Turn Mowers for the trade in amount of \$18,900.00 and the Purchase of Three Zero Turn Mowers in the amount of \$23,700.00 for a total amount due of \$4,800.00.

Moved by Church, supported by Kelly, to approve the annual exchange of Three Zero Turn Mowers for the trade in amount of \$18,900.00 and the Purchase of Three Zero Turn Mowers in the amount of \$23,700.00 for a total amount due of \$4,800.00. All ayes carried the motion.

### **Confirmation of Verbal Approval for Wheel Loader Repair Cost.**

City Manager McConkie requested that the City Council confirm verbal approval for repair costs to Wheel Loader by Bridgeport Equipment in the amount not to exceed \$9,600.00.

Moved by Shrum, supported by Church, to approve confirmation of verbal approval for repair costs to Wheel Loader by Bridgeport Equipment in the amount not to exceed \$9,600.00. All ayes carried the motion.

**Confirmation of Verbal Approval for Improvement Costs to W. Tyrell Street.**

City Manager McConkie requested that the City Council confirm verbal approval to accept Proposal from Earl Davidson Construction, Inc. for Repairs and Improvements to the 300, 400 & 500 Blocks of W. Tyrell Street in the amount of \$12,950.00.

Moved by Shrum, supported by Church, to approve confirmation of verbal approval to accept Proposal from Earl Davidson Construction, Inc. for Repairs and Improvements to the 300, 400 & 500 Blocks of W. Tyrell Street in the amount of \$12,950.00. All ayes carried the motion.

**Approve Electric Union Contract Ratification & Authorization to Execute.**

City Manager McConkie requested that the City Council approve the Tentative Agreement between the City of Saint Louis and the IBEW Electric Union Employees and authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis.

Moved by Kelly, supported by Church, to approve the Tentative Agreement between the City of Saint Louis and the IBEW Electric Union Employees and authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Approve Resolution 2008-14 Electric Supplier & Scheduling Service Agreement with MPPA.**

City Manger McConkie requested that the City Council approve Resolution 2008-14 to provide Electric Supplier and Authorize the Scheduling Service Agreement with Michigan Public Power Agency.

Utility Director Giles reviewed a comparison rate schedule he prepared with the City Council on what might the rates might be if the city could acquire a contract \$58 to \$64/MWh. Starting with the year 2009, 2010 & 2011 there will be a 34% increase a year in the wholesale contract price due to the 3 MWh base load the city has to fill.

Mayor Kubin wanted to know how much of a rate increase is anticipated for next year.

Utility Director Giles stated that the electric rates will probably be increased 8 to 10 percent and might have to dip in reserves a little bit to make up the difference.

City Manager McConkie stated that the price on the market for electricity changes every day and that is why the City Council needs to designate representatives of the city to proceed to purchase power within the target price because the price could change before there is time to hold a council meeting.

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

**WHEREAS**, the City of St. Louis owns and operates municipal electric power facilities, and;

**WHEREAS**, the City purchases electric power from Constellation Energy, and;

**WHEREAS**, in accordance with the City's power purchase agreement with Constellation Energy, they will no longer be obligated to supply 3.0 MW of electric power to the City during the term of January 1, 2009 through December 21, 2011, and;

**WHEREAS**, the City, as a member of the Michigan Public Power Rate Payers Association (Rate Payers), has retained DaCott Energy to study and make recommendations regarding the purchase of replacement power for the aforementioned expiring obligation by Constellation Energy to supply 3.0 MW electric power, and;

**WHEREAS**, as authorized by the Rate Payers, DaCott is negotiating with electric power suppliers for the purchase of power for the City of St. Louis and other Rate Payer communities, and;

**WHEREAS**, electric power prices fluctuate on a daily basis and time is of the essence to secure firm prices from interested electric power providers, and;

**WHEREAS**, the City needs a purchase mechanism to secure optimal electric rates when market conditions are favorable, and;

**WHEREAS**, it is in the best interests of the City to establish an electric power purchase procedure;

**NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:**

Authorizes and directs that upon recommendation by DaCott Energy, the Mayor, Director of Public Services, and City Manager or any two of the aforementioned City of St. Louis representatives to select an electric power supplier and bind the City of St. Louis for the purchase of 3.0 MW of replacement electrical power for the period of January 1, 2009 – December 31, 2011 at or below the delivered price (with capacity) of \$62 per MWh and the purchase contract shall be made available for City Council ratification within thirty (30) days. Under this arrangement energy and capacity may be procured separately with respective target pricing of \$58.50 per MWh and \$3.50 per MWh.

The vote on the foregoing resolution was as follows:

Ayes: Church, Kelly, Shrum, Kubin

Nays: None

RESOLUTION DECLARED ADOPTED.

**Approve Electric Scheduling Service Agreement with MPPA.**

City Manager McConkie requested that the City Council approve the Scheduling Service Committee Agreement with the Michigan Public Power Agency and authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis.

Moved by Shrum, supported by Kelly, to approve the Scheduling Service Committee Agreement with the Michigan Public Power Agency and authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Approve Confirmation Purchase of Electric Meters.**

City Manager McConkie requested confirmation of verbal approval to purchase of 500 Single Phase Radio-Read Electric Meters from Etna Supply Company in the amount of \$50,000.00.

Moved by Church, supported by Shrum, to approve confirmation to purchase 500 Single Phase Radio-Read Electric Meters from Etna Supply Company in the amount of \$50,000.00. All ayes carried the motion.

**Approve Purchase of Street Light Poles.**

City Manager McConkie requested that the City Council approve to purchase 5 Street Light Poles, Fixtures and Stop Sign Arms for the Block of M-46 by Clapp Park and 1 Street Light Pole and Fixture for Inventory from Street Scape, LLC in the amount of \$13,439.00.

Moved by Church, supported by Shrum, to approve the purchase of 5 Street Light Poles, Fixtures and Stop Sign Arms for the Block of M-46 by Clapp Park and 1 Street Light Pole and Fixture for Inventory from Street Scape, LLC in the amount of \$13,439.00. All ayes carried the motion.

**Approve Contract Change Order No. 1 to Central Asphalt for 2008 Street Improvements.**

City Manager McConkie requested approval for Change Order No. 1 to Central Asphalt, Inc. for Addition of 300 Block W. Tyrell Street and Michigan Avenue between Hazel and Crawford Streets to the 2008 Street Improvement Project in the amount of \$21,785.10.

Moved by Shrum, supported by Kelly, to approve Change Order No. 1 to Central Asphalt, Inc. for Addition of 300 Block W. Tyrell Street and Michigan Avenue between Hazel and Crawford Streets to the 2008 Street Improvement Project in the amount of \$21,785.10. All ayes carried the motion.

**Approve Participation in MPPA/Granger Renewable Energy Landfill Gas Generation Project.**

City Manger McConkie stated that at the Ratepayers meeting last week a proposal was discussed on a landfill gas generating renewable plant which meets the requirement of recent bills adopted by the State Legislation to have electric utilities provide renewable resources.

Utility Director Giles stated that he city's hydroelectric facility counts as 2.5% of the 10% required of annual renewable energy. The Michigan Public Power Agency has made the Granger Renewable Landfill Gas

Project available through them and other ratepayer members are considering buying into the project. Would recommend that the city commit 300kW to the project and would increase our renewable credits to 7 ½ %.

Moved by Church, supported by Shrum, to approve commit 300kW to the Granger Landfill Gas Electric Generation Project through the Michigan Public Power Agency with the recommendation of Attorney Tom Trauger. All ayes carried the motion.

**Approve to Introduce Property Maintenance Code Ordinance & Set Public Hearing Date.**

City Manager McConkie requested that the City Council Introduce the Ordinance Amending Section 14-6 of the St. Louis Code Regarding Amendments to the National Property Maintenance Code in Light of the Adoption of the 2006 Version of Said Code and set the Public Hearing Date of Tuesday, August 19, 2008, 7:30 a.m. or as soon as the agenda allows.

Moved by Shrum, supported by Kelly, to approve to introduce the Ordinance Amending Section 14-6 of the St. Louis Code Regarding Amendments to the National Property Maintenance Code in Light of the Adoption of the 2006 Version of Said Code and set the Public Hearing Date of Tuesday, August 19, 2008, 7:30 a.m. or as soon as the agenda allows. All ayes carried the motion.

**Approve to Introduce Adopting International Property Maintenance Code & Set Public Hearing Date.**

City Manger McConkie requested that the City Council introduce the Ordinance Amending Section 14-2 of the St. Louis City Code Adopting the International Property Maintenance Code of 2006, the 2006 Edition of the Michigan Rehabilitation Code for Existing Buildings, the International Building Code of 2006, the Michigan Residential Code of 2006 and the Michigan Building Code of 2006 and set the Public Hearing Date of Tuesday, August 19, 2008 7:30 a.m. or as soon as the agenda allows.

Moved by Church, supported by Shrum, to approve to introduce the Ordinance Amending Section 14-2 of the St. Louis City Code Adopting the International Property Maintenance Code of 2006, the 2006 Edition of the Michigan Rehabilitation Code for Existing Buildings, the International Building Code of 2006, the Michigan Residential Code of 2006 and the Michigan Building Code of 2006 and set the Public Hearing Date of Tuesday, August 19, 2008 7:30 a.m. or as soon as the agenda allows. All ayes carried the motion.

**Approve to Introduce Ordinance Repealing Previous Codes & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce the Ordinance Repealing Sections 14-3, titled Amendments to Building Code, and Ordinance 14-5, Titled Property Maintenance Code Adopted and set the Public Hearing Date of Tuesday, August 19, 2008, at 7:30 a.m. or as soon as the agenda allows.

Moved by Kelly, supported by Shrum, to approve to introduce the Ordinance Repealing Sections 14-3, titled Amendments to Building Code, and Ordinance 14-5, Titled Property Maintenance Code Adopted and set the Public Hearing Date of Tuesday, August 19, 2008, at 7:30 a.m. or as soon as the agenda allows. All ayes carried the motion.

**Approve Proposal from Spicer Group for 2008 Street Improvement Project.**

City Manager McConkie requested that the City Council approve the Proposal from Spicer Group for the Construction Phase Engineering Services for the 2008 Street Improvement Project in the amount of \$8,771.00.

Moved by Church, supported by Kelly, to approve the Proposal from Spicer Group for the Construction Phase Engineering Services for the 2008 Street Improvement Project in the amount of \$8,771.00. All ayes carried the motion.

**City Manager's Report.** None

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

**Police Chief's Report.** None

**City Council Comments.**

Council Member Church commended Code Enforcement Officer Goettling on her job performance.

Police Chief Herblet stated that he works well with Goettling on code enforcement matters.

Council Member Kelly stated that bids were recently obtained for the house demolitions and wanted to know why the city did not award the contract to the local contractor that was close to the low bid instead of selecting a company from out of town. Also, would like to know if the city has a policy like Alma's about hiring local contractors when a bid for a project is close instead of hiring from out of the community. If the city does not have a policy, should look into establishing one.

City Manager McConkie stated that he would bring some sample purchasing ordinances back to the council to review.

Council Member Kelly wanted to know the status of the water leak on Clinton Street and Washington Avenue.

Utility Director Giles stated that the water main leak was completed yesterday but now the valve is leaking and needs to be repaired.

Council Member Kelly wanted to know how the lady is that fell outside of city hall yesterday.

City Clerk Roehrs stated that she has not heard from the family but will make contact to find out.

Council Member Shrum stated that the fountain in the river either needs to be cleaned or taken out because it is not working properly.

Council Member Shrum wanted to know if the owner of the house that sets back on S. Main Street has been sent a letter to mow the grass.

Enforcement Officer Goettling stated that she will be sending a letter to the owner to mow the grass.

Council Member Church stated that Gall's house is available to purchase through the delinquent property tax sale.

City Manager McConkie stated he was already researching the matter.

Mayor Kubin stated that the city's solid waste contractor has a recycling program for the residents and thought the city should discuss with the contractor about city hall being able to participate in the recycling waste program.

Moved by Shrum, supported by Kubin, to approve to adjourn the meeting at 9:17 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
August 19, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, August 19, 2008, 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  
Kurt Giles  
Katherine Goettling  
Phil Hansen  
Greg Nelson  
Brad Vibber  
Craig Zeese  
Cal Butcher

Police Chief  
Utilities Director  
Code Enforcement Officer  
DDA Director  
Morning Sun  
Chemical Bank  
Commission on Aging

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

Moved by Kelly, supported by Shrum, to approve the minutes of the regular meeting held on August 6, 2008. 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 \$221,667.52. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the July 2008 Monthly Reports.

Moved by Allen, supported by Kelly, to receive and place on file the July 2008 Monthly Reports. All ayes carried the motion.

### **Public Hearings.**

#### **Ordinance No. B-199 – 2006 National Property Maintenance Code.**

Mayor Kubin opened the public hearing at 7:39 a.m. for Ordinance No. B-199 to amend Section 14-6 of the St. Louis City Code Regarding Amendments to the National Property Maintenance Code in Light of the Adoption of the 2006 Version of Said Code.

City Manager McConkie stated that Ordinance B-199 brings the city into compliance with the newest version of the 2006 National Property Maintenance Code.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:40 a.m.

#### **Ordinance No. B-200 – 2006 International Property Maintenance Code.**

Mayor Kubin opened the public hearing at 7:40 a.m. for Ordinance No. B-200 to amend Section 14-2 of the St. Louis City Code Adopting the International Property Maintenance Code of 2006, the 2006 Edition of the Michigan Rehabilitation Code for Existing Buildings, the International Building Code of 2006, the Michigan Residential Code of 2006 and the Michigan Building Code of 2006, All as Amended.

City Manager McConkie stated that Ordinance B-200 brings the city into compliance with the newest version of the 2006 International Property Maintenance Code.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:41 a.m.

#### **Ordinance No. B-201 – Repealing Sections 14-3 & 14-5 of the Property Maintenance Code.**

Mayor Kubin opened the public hearing at 7:41 a.m. for Ordinance No. B-201 to Repeal Sections 14-3, Titled Amendments to Building Code, and Sections 14-5, Titled Property Maintenance Code Adopted.

City Manager McConkie stated that sections of the current ordinance are being recommended by the City Attorney to be repealed because the information is outdated.

Council Member Shrum stated that the revisions in the new ordinance are not highlighted and it was hard to tell what language was changed.

City Manager McConkie stated that the new ordinance allows the city to replace the current Property Maintenance Code Books with the new 2006 version.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:42 a.m.

**Public Comments.**

Brad Vibber & Craig Zeese told the City Council that the Youth Work Camp was a tremendous success with 380 youths plus advisors which made over 400 of people in town that week. All of the comments about the work camp in the community have been very positive. They worked on 46 homes within the St. Louis School District painting, fixing roofs and decks, and handicap ramps. The work camp left a plaque for the Middle of Mitten Community Action Team and stated that they were treated very well by the home owners and community while they were in St. Louis and because of the Steering Committee and City's Cooperation the Work Camp was made possible.

Brad Vibber and Craig Zeese thanked the City Council and requested that they display the plaque in city hall on behalf of the community.

The City Council thanked Brad Vibber and Craig Zeese for their efforts on organizing the Work Camp.

**Communications.**

Mayor Kubin stated that he received communication from Greater Gratiot Development requesting that the City Council designate a representative of Saint Louis as a Board Member for Greater Gratiot.

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

Mayor Kubin stated that he received communication from Clinton Mikek requesting to be the City's Student Delegate for the upcoming school year and wanted to know if the City Council wanted to continue with the Student Delegate Program.

Moved by Church, supported by Kelly, to approve to have Clinton Mikek as the City of Saint Louis Student Delegate. All ayes carried the motion.

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

**Adopt Ordinance No. B-199.**

Moved by Shrum, supported by Church, to approve to adopt Ordinance No. B-199 to amend Section 14-6 of the St. Louis City Code Regarding Amendments to the National Property Maintenance Code in Light of the Adoption of the 2006 Version of Said Code. All ayes carried the motion.

**Adopt Ordinance No. B-200.**

Moved by Church, supported by Kelly, to approve to adopt Ordinance No. B-200 to amending Section 14-2 of the St. Louis City Code Adopting the International Property Maintenance Code of 2006, the 2006 Edition of the Michigan Rehabilitation Code for Existing Buildings, the International Building Code of 2006, the Michigan Residential Code of 2006 and the Michigan Building Code of 2006, All as Amended. All ayes carried the motion.

**Adopt Ordinance No. B-201.**

Moved by Allen, supported by Shrum, to approve to adopt Ordinance No. B-201 to Repeal Sections 14-3, Titled Amendments to Building Code, and Sections 14-5, Titled Property Maintenance Code Adopted. All ayes carried the motion.

**New Business.**

**Approve Purchase of 200 Water Meters from Sensus.**

City Manager McConkie requested that the City Council approve the purchase of 200 Radio-Read Water MXU Meters from Sensus in the amount of \$30,000.00

Moved by Allen, supported by Shrum, to approve the purchase of 200 Radio-Read Water MXU Meters from Sensus in the amount of \$30,000.00. All ayes carried the motion.

**Introduce Ordinance B-202 & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance No. B-202 to regulate the Partitioning, Division, and Combination of Parcels or Tracts of Land, as Amended and the City Charter, as Amended; to Provide a Procedure for Division and Combination of Land; to Repeal any Ordinance or Provision of the any Ordinance in Conflict with this Ordinance; and to provide for Penalty Applicable to Violation Thereof and to set the public hearing date of Tuesday, September 2, 2008, at 7:00 p.m.

Moved by Shrum, supported by Church, to approve to introduce Ordinance No. B-202 to regulate the Partitioning, Division, and Combination of Parcels or Tracts of Land, as Amended and the City Charter, as Amended; to Provide a Procedure for Division and Combination of Land; to Repeal any Ordinance or Provision of the any Ordinance in Conflict with this Ordinance; and to provide for Penalty Applicable to Violation Thereof and to set the public hearing date of Tuesday, September 2, 2008, at 7:00 p.m. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that Mr. Butcher is a land owner wanting to divide his property and proposed Ordinance No. B-202 will allow him to separate his property.

City Manager McConkie stated that Mr. Butcher was present at the meeting if the City Council wanted to address him about the matter.

Mr. Butcher introduced himself to the City Council.

City Manager McConkie stated that at the last City Council Meeting there was a resolution passed authorizing him, the Mayor or the Utility Director to purchase 3 MW of power if the price was within the target price. Last Wednesday the 3 MW was purchased for \$60.95 per megawatt hour for years 2009, 2010, 2011 which is a fairly good market price.

City Manager McConkie stated that the fountain at Leppien Park was cleaned and it is working better.

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

**Police Chief's Report.** None

**City Council Comments.**

Council Member Shrum stated that his neighbor had a problem launching her boat at the Leppien Park and it was suggested that they city should place some bumpers on the dock so boats don't bump up against it.

Council Member Allen wanted to know how close the new apartment complexes were to being completed.

City Manager McConkie stated that he did not know a completion date for the project.

Utility Director Giles stated that the first building is close to being done and probably will be requesting an occupancy permit soon.

Council Member Church stated that he received a telephone call about the city dumping dirt in the cemetery and it caused water to backup in the person's basement.

City Manager McConkie stated that there is now an understanding with the city departments about not putting any more fill on the north part of the cemetery. Need to have the City Council clarify with the cemetery board that the D.P.W. needs an area to store excessive fill from city projects and the city cannot afford to purchase property just to store material.

Mayor Kubin stated that he would like a representative from the cemetery board to come to a City Council Meeting to discuss the matter and then go to the cemetery to review the area where the D.P.W. is putting the fill with the board member.

Mayor Kubin stated that Gratiot Area Hospital Open House is this Sunday from 1:00 p.m. to 5:00 p.m.

Mayor Kubin requested that accommodations be made for DDA Hansen and Utility Director Giles for the City Council planning session on Mackinaw Island October 1, 2008.

Mayor Kubin stated that he was contacted by three people regarding their utilities being shut off because of delinquent accounts. He discussed the matter with City Clerk/Treasurer Roehrs and found out she spends a lot of time counseling them on paying their accounts.

Mayor Kubin suggested that other municipals that have their own electric be contacted to find out how they handle delinquent accounts.

Moved by Shrum, supported by Church, to approve to adjourn the meeting at 8:19 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
September 2, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, September 2, 2008, 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  
Student Delegate: Clint Mikek

Others in Attendance:

Patrick Herblet				Police Chief
Mark Abbott				DPW Supt
Kehl Root	123	S.		Franklin Street
9 High School Students				

Mayor Kubin 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 August 19, 2008, subject to deleting the 3<sup>rd</sup> paragraph on page 260. 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 \$412,535.04. All ayes carried the motion.

## Monthly Board Minutes.

City Council discussed the August 2008 Monthly Board Minutes.

Moved by Church, supported by Kelly, to receive and place on file the August 2008 Monthly Board Minutes. All ayes carried the motion.

## Public Hearing.

## **Ordinance No. B-202 – Land Division.**

Mayor Kubin opened the public hearing at 7:06 p.m. for Ordinance No. B-202 an Ordinance to Regulate the Partitioning, Division, and Combination of Parcels or Tracts of Land to Provide a Procedure for Division and Combination of Land; to Repeal any Ordinance or Provision of any Ordinance in Conflict with this Ordinance; and to Provide for Penalty Applicable to Violation Thereof.

City Manager McConkie stated that the State of Michigan has the Michigan Land Division Act that allows properties to be divided and Ordinance B-202 gives the City of Saint Louis the authority for land divisions and combinations of land within the City. The ordinance was modified since the last meeting by the City Planner and changes were made to the language in the ordinance. Under Section 5 subsection (d) the first sentence should read “effective 180 days”. The City Attorney and the City Planning Consultant recommended that the City Council adopt the ordinance.

Council Member Shrum asked if Ordinance B-202 gives the city more opportunity to separate land masses.

City Manager McConkie answered yes, that was correct.

Council Member Shrum stated that the new ordinance makes it easier to split properties.

Mayor Kubin wanted to know what allows the ordinance to divide properties easier.

City Manager McConkie stated that the ordinance has a four to one ratio that gives the community more flexibility.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:12 p.m.

**Public Comments.** None

Mayor Kubin welcomed the high school students to the meeting.

## **Communications.**

City Manager McConkie requested that the City Council place on file the communications received from the City of Alma commending the electric employees on their quality of work, communication sent to Christopher Andrews regarding his water well, correspondence from DEQ on soil samples on residential properties, communication regarding p-CBSA Summary, and Countywide Master Planning Participation.

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

## **New Business.**

**Request from Leann Rogers.**

City Manager McConkie stated that Leann Rogers at 615 Teman Street requested authorization from the City Council to allow her son to keep two rabbits on their property.

Moved by Allen, supported by Shrum, to approve authorization for Leann Rogers at 615 Teman Street to keep her son’s two rabbits on their property. All ayes carried the motion.

**Request from Kevin Johnson.**

City Manager McConkie stated that Kevin Johnson at 513 Olive Street requested authorization from the City Council to be allowed to keep his two rabbits on his property.

Moved by Allen, supported by Kelly, to approve authorization for Kevin Johnson at 513 Olive Street to keep his two rabbits on his property. All ayes carried the motion.

Council Member Allen requested that a formal application and permit be prepared and given to those residents that request permission to keep horses, cattle, swine, sheep, ponies, goats, rabbits, poultry, or other animals and fowl with the city.

**Approve Hours for Trick-or-Treat.**

City Manager McConkie requested that the City Council approve to set the Trick-or-Treat Hours for Friday, October 31, 2008, at 6:00 p.m. to 8:00 p.m.

Moved by Kelly, supported by Church, to approve to set the Trick-or-Treat Hours for Friday, October 31, 2008, at 6:00 p.m. to 8:00 p.m. All ayes carried the motion.

**Approve Resolution 2008-15 Water & Sewer Deposit Rates.**

City Manager McConkie requested that the City Council approve Resolution 2008-15 to Establish Water and Sewer Service Deposit Rates.

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

- (a) The following deposit rates are for all residential commercial and industrial non-owner customers for water and sewer service and shall be effective on October 1, 2008, and thereafter:

<u>Within City Limits</u>	<u>Water Service</u>	<u>Sewer Service</u>
Residential	\$ 50.00	\$ 50.00
Commercial	\$ 60.00	\$ 60.00
Industrial	\$100.00	\$100.00
<u>Outside City Limits</u>		

Residential	\$100.00	\$100.00
Commercial	\$120.00	\$120.00
Industrial	\$200.00	\$200.00

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

AYES: Church, Shrum, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-16 Electric Deposit Rates.**

City Manager McConkie requested that the City Council approve Resolution 2008-16 to Establish Electric Deposit Rates.

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

(c) The following deposit rates are for all residential commercial and industrial non-owner customers for electric service and shall be effective on October 1, 2008, and thereafter:

<u>Within City Limits</u>	<u>Regular Service</u>	<u>Electric Heat</u>
Residential	\$100.00	\$200.00
Commercial	\$350.00	\$500.00
Industrial	\$500.00	\$750.00
<u>Outside City</u>		
Residential	\$150.00	\$200.00
Commercial	\$400.00	\$550.00
Industrial	\$600.00	\$900.00

(d) All other changes in effect shall remain the same.

AYES: Shrum, Kelly, Allen, Church, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Delegate for MML Annual Meeting.**

City Manager McConkie requested that the City Council designate a representative from the City of Saint Louis as a Voting Delegate and an Alternate Delegate at the Michigan Municipal League Annual Meeting on Thursday, October 2, 2008, at 11:00 a.m. at the Grand Hotel on Mackinaw Island.

Moved by Church, supported by Kelly, to approve to designate Mayor George T. Kubin as the Voting Delegate and Council Member William E. Shrum as the Alternate Voting Delegate for the City of Saint Louis at the Michigan Municipal League Annual Meeting on Thursday, October 2, 2008, at 11:00 a.m. at the Grand Hotel on Mackinaw Island. All ayes carried the motion.

### **Local Preference Policy Regarding Bid Awards.**

City Manager McConkie reviewed with the City Council the City of Alma's Local Preference Policy Regarding Bid Awards and wanted to know if the City Council still wanted to pursue a policy for the city.

Council Member Allen wanted to know if the city would still have the flexibility to choose a contractor based on the city staff recommendations and not necessarily by a local bidder.

City Manager McConkie stated that the policy could be written up with more detail and give more guidance to the City Council on selecting a contractor.

The consensus of the City Council was to have the City Manager proceed to draft a policy.

### **Demolition Bid Award for 112 Michigan Avenue.**

City Manager McConkie stated that the low bid received for the demolition of the house at 112 Michigan Avenue was Wonsey Tree Service, Inc. in the amount of \$6,990.00 and requested that the City Council approve to award the bid.

Council Member Allen stated that she would like clarification from Wonsey Tree Service on how the building will be disposed.

Moved by Church, supported by Allen, to approve to award the Demolition/Related Site Work for the house at 112 Michigan Avenue to Wonsey Tree Service, Inc. in the amount of \$6,990.00 subject to disposing of the building according to the City of Saint Louis specifications. All ayes carried the motion.

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

City Manager McConkie stated that the city's building on North Street was demolished today and the contractor will start tomorrow on the two houses on W. Prospect Street.

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

City Clerk/Treasurer Roehrs stated that the Rehmann Robson have started the audit for Fiscal Year Ending June 30, 2008.

The last day to pay 2008 Summer Property Taxes without penalty is Monday, September 15, 2008.

**Police Chief's Report.**       None

**City Council Comments.**

Council Member Church suggested that the city look into renting space on the property owned by city located on Michigan Avenue. The revenue collected for rent could be allocated to build a boat ramp on the river front of that property.

DPW Supt. Abbott stated that the west side of the property is not fenced and the city would have to carry liability insurance on items stored on the property.

Council Member Church wanted to know if Richard Wiggins retired from the city.

City Manager McConkie stated that Richard Wiggins was unable to return to work due to medical problems so he decided to retire as of October 1, 2008.

Council Member Kelly stated that on the north side of the M-46 Bridge the guardrail is hanging down and needs to be repaired.

DPW Supt. Abbott stated that he contacted MDOT and told them about the guardrail.

Council Member Kelly wanted to know how the river front restoration was coming along at Lions Park.

DPW Supt. Abbott stated that the ground covering that was seeded isn't growing because of the dry weather and will replant the seeds this fall.

Council Member Kelly stated that he did not think that anything would grow among the cement rocks on the shoreline.

Mayor Kubin stated that he thought that the city was going to put down some netting and then plant natural covering over the netting.

Council Member Kelly wanted to know if the matter was settled about filling in the low areas on the north side of the cemetery.

City Manager McConkie stated that there is a Cemetery Board meeting next week and will talk with the board about the problem.

Council Member Allen wanted to know if a multi city auction sale date was set yet.

City Manager McConkie stated that the City of Ithaca was arranging the auction sale and thought that they set the date of September 7, 2008.

Council Member Allen wanted to know if other municipal electric departments were contacted to investigate how they were handling collecting delinquent accounts.

City Clerk Roehrs stated that she discusses the problem with other municipal electric departments at the meetings twice a year. All of the municipal electric departments are struggling to collect delinquent accounts.

Council Member Shrum commended the city crew for cleaning the fountain at Leppien Park.

**Student Delegate Report.**

Student Delegate Mikek stated that the first day of school went well and everybody seems happy. Looking forward to the new school year with the new High School Principal and Superintendent.

**Closed Session – Discussion on Property Purchase.**

City Manager McConkie requested a closed session to discuss proposed property purchase.

Moved by Shrum, supported by Allen, to approve to go into closed session at 7:45 p.m. to discuss proposed property purchase. All ayes carried the motion.

Moved by Allen, supported by Kelly, to approve to return to open session at 8:10 p.m. All ayes carried the motion.

Moved by Allen, supported by Church, to approve authorization for the City Manager to attend the Gratiot County Property Tax Sale to purchase properties that the City Council has interest in owning in the amount not to exceed \$16,000.00. All ayes carried the motion.

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

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
September 16, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, September 16, 2008, 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  
Student Delegate: Clinton Mikek  
Others in Attendance:

Patrick Herblet  
Kurt Giles  
Greg Nelson  
Mark Abbott  
Phil Hansen  
Katherine Goettling  
Nancy Gallagher  
Steward McDonald

Police Chief  
Utilities Director  
Morning Sun  
DPW Supt  
DDA Director  
City Assessor  
District Judge Candidate  
District Judge Candidate

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 September 2, 2008, subject to the correction on page 269 paragraph 15 line 2 should read "date of September 27, 2008". 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 \$682,464.54. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the August 2008 Monthly Reports.

Moved by Shrum, supported by Church, to receive and place on file the August 2008 Monthly Reports. All ayes carried the motion.

## **Public Comments.**

District Judge Candidate Nancy Gallagher stated that she came to the meeting to see what the regulations are in St. Louis on campaign signs.

Police Chief Herblet stated that the State of Michigan has changed the ruling on campaign signs quite a bit in the last few years. In St. Louis the signs should be placed behind the tree lawn and they cannot obstruct traffic vision.

Nancy Gallagher stated that she would to be respectful of the city's rules.

District Judge Candidate Stewart McDonald stated that he appreciates the work that the City Council does because he and Nancy Gallagher are past City Commissioners. He also stated that he looks forward to being able to serve the community in the future.

Mayor Kubin thanked them for coming to the meeting.

## **Communications.**

City Manager McConkie requested that the City Council place on file the communications received from a city resident regarding skunk problems in town and one commending the city on the demolition and clean up of the two houses on the corner of Sharon and Prospect Streets.

City Council discussed providing live traps to residents so they can capture animals and have them disposed of them properly by a qualified person.

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

## **New Business.**

### **Request for Homecoming Parade Route.**

City Manager McConkie stated that the St. Louis High School Student Council submitted a request for the City Council to approve the Homecoming Parade Route on October 3, 2008, at 5:30 p.m. The parade route begins at the corner of N. Mill and North Streets, with the parade proceeding onto W. Saginaw Street, then N. Main Street, onto River Court and ending at TSN Middle School Parking Lot.

Moved by Church, supported by Kelly, to approve authorization for St. Louis Homecoming Parade Route on October 3, 2008, at 5:30 p.m. All ayes carried the motion.

### **Approve Resolution for Charitable Gaming Licenses.**

City Manager McConkie stated that Ida Hall submitted a request that the City Council approve the Resolution for Charitable Gaming Licenses for the non-profit organization Jerra's Angel Heart Fund to hold

fund raisers as needed to assist families with critically or chronically ill children and those who have lost a child.

Moved by Church, supported by Shrum, that the request from Jerra's Angel Heart Fund of Saint Louis county of Gratiot, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered for approval. All ayes carried the motion.

**Approve Payment to Smalley Construction, Inc.**

City Manager McConkie requested that the City Council approve payment to Smalley Construction, Inc. for Demolition per Contract at 210 North Street in the amount of \$7,400.00, 504 W. Prospect Street in the amount of \$3,900.00 and 511 N. Sharon Street in the amount of \$5,600.00 for a total amount of \$16,900.00.

Moved by Church, supported by Shrum, to approve payment to Smalley Construction, Inc. for Demolition per Contract at 210 North Street in the amount of \$7,400.00, 504 W. Prospect Street in the amount of \$3,900.00 and 511 N. Sharon Street in the amount of \$5,600.00 for a total amount of \$16,900.00. All ayes carried the motion.

**Approve Purchase of Electric Poles.**

City Manager McConkie requested that the City Council approve the purchase of replacing Electric Poles damaged in fire, from Wesco Distribution in the amount of \$12,816.00: 4-50' Class 2 Poles; 4-45' Class 2 Poles; 12-45' Class 3 Poles; 6-35' Class 3 Poles; 10-30' Class3 Poles.

Moved by Shrum, supported by Church, to approve the purchase of replacing Electric Poles damaged in fire, from Wesco Distribution in the amount of \$12,816.00: 4-50' Class 2 Poles; 4-45' Class 2 Poles; 12-45' Class 3 Poles; 6-35' Class 3 Poles; 10-30' Class3 Poles. All ayes carried the motion.

**Approve Resolution Supporting Funding for Greater Gratiot Development.**

City Manager McConkie requested that the City Council approve Resolution No. 2008-17 to provide Support for Funding Economic Development to Greater Gratiot Development, Inc.

Mayor Kubin stated that he would like to see the resolution state that the County of Gratiot should be encouraged to continue to pay their share to Greater Gratiot Development because economic growth is needed countywide.

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

**WHEREAS**, economic development is key to the continued diversification and growth of the economy within the City of St. Louis, the surrounding Gratiot Community, and the mid Michigan region; and

**WHEREAS**, Greater Gratiot Development, Inc. was established in 1978 to "retain, expand and attract business and industry, and to participate in activities which enhance the economic climate within the Gratiot Community;" and

**WHEREAS**, Greater Gratiot Development, Inc. has played a role in the creation of an estimated net 1,932 direct jobs and continues to assist new and existing business through its retention, expansion and attraction efforts; and

**WHEREAS**, Greater Gratiot Development, Inc. has assisted over 90 local companies who have paid a total of over \$34 million in real and personal property taxes; and

**WHEREAS**, Greater Gratiot Development, Inc. administers the Economic Development Corporation of the County of Gratiot, the Brownfield Redevelopment Authority of the County of Gratiot, and the County of Gratiot Hospital Finance Authority; and

**WHEREAS**, a long term investment in collaborative economic development has proven to produce outstanding results in increasing local tax base, retaining & creating jobs, and improving the overall economic climate; and

**WHEREAS**, the City of St. Louis re-affirms its commitment to supporting countywide economic development through its collaborative economic development funding partnership with the County of Gratiot, City of Alma, City of Ithaca, Village of Breckenridge, Pine River Township, and private industry;

**NOW, THEREFORE BE IT RESOLVED**, that the City of St. Louis is committed to long-term funding of countywide economic development and also encourages Gratiot County and the aforementioned funding partners to maintain or expand their collaborative funding commitment to ensure the economic vitality of Gratiot County and the mid Michigan region.

AYES: Church, Shrum, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution No. 2008-18.**

City Manager McConkie requested that the City Council approve Resolution No. 2008-18 to oppose the Michigan Commission on Law Enforcement Standards Proposed Amendments to Public Act 203. According to the amendment a part-time police officer needs to work 520 hours a year and that would cause economic hardship to a small police department like St. Louis and other small cities.

Police Chief Herblet stated that he understands why the MCOLES wants the Part-Time Police Officers to have more training time but financially that would only allow him to have 2 part-time officers and that would not be enough to fill shifts when the regular officers are off duty. All small city small police departments in Michigan would be financially affected by requiring part-time officers to work 520 hours.

The following preamble and resolution was offered by Member Church, and supported by Member Kelly:

**WHEREAS**, the City of St. Louis depends partially upon part-time law enforcement officers for police protection and believe the Chief of Police is responsible for scheduling and training of those officers in accordance with the logistics and needs of the city; and

**WHEREAS**, the MCOLES board has passed a resolution recommending a change to PA 203 that would require each part-time officer work a minimum of 520 hours per year by 2012; and

**WHEREAS**, the proposed changes to PA 203 will cause the following: Loss of local control of our policing needs and a potential loss of police protection in our community; and

**WHEREAS**, the primary, statutory responsibility of MCOLES is to oversee minimum training standards for Michigan Police Officers; this proposal does nothing to enhance minimum training standards.

**NOWTHEREFORE, BE IT RESOLVED**, that the City of St. Louis City Council hereby approves this resolution in opposition to any proposed change to Public Act 203 that requires a minimum number of hours per year for part-time police officers. Further, we are requesting that the Michigan Municipal League intervene in this matter on behalf of the City of St. Louis and all other affected municipalities that are served by MML.

Ayes: Church, Kelly, Allen, Shrum, Kubin

Nays: None

Resolution Declared Adopted.

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

City Manager McConkie stated that he attended the delinquent property tax sale and did bid on the properties the City Council was interested in acquiring. The properties were purchased by private individuals but enough funds were recovered by the sale to cover the debt owed without the city loosing any funds by having to pay back the county on taxes owed.

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

City Clerk/Treasurer Roehrs stated that the City Clerk/Treasurer's Office has been very busy the last week collecting utility bills and 2008 Summer Property Taxes. Yesterday was the busiest day for transactions since her employment at the city.

The last day to register to vote for the November General Election is Monday, October 6, 2008.

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

Police Chief Herblet stated that he has lost three Part-time Police Officers to other jobs and currently has only two part-time officers. Decided to hire Part-Time Police Officer Kristie Forshee for the full-time position that has been vacant since Officer Schooley resigned his position.

The new police vehicle is at the department and equipment is getting installed on it. At the next City Council Meeting should have a recommendation on what should be done with the old police vehicle.

#### **Student Delegate Report.**

Student Delegate Mikek stated that the St. Louis High School Student Council is busy planning homecoming and they have reserved four light poles by the IGA to decorate for the event.

**City Council Comments.**

Council Member Shrum thanked Phil Hansen for giving a presentation on St. Louis to his High School Alumni last week.

Council Member Allen stated that she voted in favor of the resolution opposing the MCOLES requirement of 520 hours of training a year but believes that officers should have adequate field training.

Council Member Allen wanted to know if the city discussed with Wonsey Contracting about disposing of the structure at 112 Michigan Avenue.

Utility Director Giles stated that the matter was discussed with Wonsey Contracting and they are satisfied with their bid. Wonsey Contracting will start demolishing the structure soon.

Council Member Allen stated that the areas on Michigan Avenue that have been dug up for resurfacing need to have some warning signs where the pavement is bad to warn people driving on the street.

Utility Director Giles stated that he would get some signs up.

Council Member Kelly stated that the open house at the Church home was well attended and the fund raiser made a lot of money for the library.

Council Member Kelly stated that the 300 Block of Delaware Street is like a gravel road and it has been like that for several months.

Utility Director Giles stated that some infrastructure work needs to be done first before the road can be repaired.

Moved by Kelly, supported by Shrum, to approve to adjourn the meeting at 8:18 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
October 1, 2008

The Special City Council Goal Session Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, October 1, 2008, at 1:30 p.m., in the Main Street Hotel at Mackinaw Island, Michigan.

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:

Phil Hansen  
Kurt Giles

DDA Director  
Utilities Director

City Manager McConkie stated that the Special City Council Goal Session Meeting was to discuss future planning for the City of Saint Louis.

### *City of St. Louis Projects*

Project List/Summary

DOWNTOWN AND NEARBY AREAS

#### **NORTH END OF DOWNTOWN:**

**IGA Corner** – being coordinated between DDA and Parks & Recreation Commission; benches rather than gazebo to avoid view obstruction of IGA. This is a possible project in the spring.

**Swimming Pool/IGA Parking Lot Area** – working on conceptual drawing for this entire area to include repaving of parking lot, sidewalk replacement, landscaping in and around the Mineral Springs, placement of a Historic Marker, creation of a deck area east of the pool, etc.; McConkie has sent mail to Andrews family to clarify any easement in the mineral springs area; possibility to combine with bank stabilization grant south of dam.

**Bath House for Pool** – have conceptual floor plans to choose from engineers.

**North Street Lot** – two benches installed overlooking river; topsoil and seeded last fall.

**Tester Lot Project** – teardown of Hagen house completed, including asbestos abatement; City installed a portable dock north of the property. Will be removing evergreen trees in the front of the property.

**Office of Human Services** – conceptual drawings drafted for new building on current site after teardown.

**OTHER:**

**Roy’s TV & Appliance** – DDA effort to purchase, the DDA has an informal purchase offer for the building. Finance the purchase through Greater Gratiot.

**Garza House** – bids awarded for asbestos abatement and demolition; Discount Muffler & Brakes and First Baptist Church plans. City Council discussed that a Nuisance Ordinance should be prepared to prohibit semi-truck parking in commercial-2 zoning business district.

**Butcher/Ancel Property & ADM Property** – discussed zoning, new businesses and potential City purchase of the properties.

**Fenwick House** – purchase agreement September 26; businesses and residence.

**Rowley & Church Property** – received recent contact with Rail America on the Rowley & Church Property.

**Façade Incentive Program** – DDA Façade and Sign Grant Program working well; third year of program in process; five projects have been awarded so far including Hair Worx Plus, Gratiot Car Company LLC, River Rock Bar & Grill, The Hair Loft and Sunshine Clothing.

**Victorian Light Poles** – planning to do one more block of M-46 this year, between Franklin and Clinton Streets (the Clapp Park block) and those lights are on order; also considering what to use on Mill Street bridge that may accent the bridge with light with multiple globes to help create an “entryway” feeling to the downtown from the north; possible to do this with the Main Street bridge as well.

**Welcome Signs** – project with St. Louis Public Schools created new sign in Clapp Park; work in progress on “Mitten” signs at VFW and near Industrial Park entrance on State Road with service groups providing new individual signs.

GENERAL ECONOMIC DEVELOPMENT

**ST. LOUIS:**

**Zoning Ordinance Update** – City staff to work on this with consultant assistance and propose new Ordinance to Planning Commission; one and two family housing in particular; chapter by chapter proposal coming from Rowe, Inc.; review of meeting with them on September 22.

**Cambridge Woods Housing Project** – under construction; nearly completed; utility easements and transfer of property from Dick Green in progress; first building at Cambridge now open.

**SST Environmental Project** – purchase agreement has expired; no progress lately.

**Physician Recruitment, etc.** – Dr. Medlery new physician in St. Louis.

**House Demolitions** – Hagen house and houses on Prospect and Sharon demolished.

**426 Michigan Avenue House** – next to Lions Park; Loretta Humphrey; potential for City purchase if interested. The consensus of the City Council was not to purchase the property at this time.

**VanHaften House** – what to do with the house currently owned by City. City Council consensus was to rent the house.

## **COUNTY WIDE:**

**Energy Park** – review of meeting with developer Mike Sawruk on September 24. Going to be a refinery, power generation plant to maintain the facility and only going to be 50 megawatt excess of power. There would be some power available for the city to purchase. To be up and running by 2012.

**Cooperative Planning Efforts** – county-wide meetings ongoing; third Thursday of the month; County received \$66,000 grant to work on this; City needs trail plan in cooperation with Alma and Waterfront Plan within the City limits for DNR grant opportunities.

**Airport Authority** – Gratiot County and the City of Alma are looking to create an Authority to operate the Gratiot Community Airport; proposed membership would include Arcada and Pine River Townships, Breckenridge, Alma, Saint Louis, Ithaca and the County; Alma and the County would fund at \$25,000 each while the rest would fund at \$2,000; August or November 2010 it is proposed that a ballot issue would be submitted to voters to fund the Airport.

**County Wide Wind Energy Ordinance** – report by McConkie on meeting of Monday, September 29<sup>th</sup>.

## **DPW/UTILITIES**

**City Hall and Fire Department Electric Department Needs** – discussion on Facilities Plan set up a Planning Committee to look at future location for city facilities plan; generator replacement for entire City Hall building with rough estimate of \$30,000; possible grant application to USDA Rural Development; new GMC fire truck received, \$30,000 plus equipment, one-ton 4WD.

**Water System** - Reliability/Master Plan Study by Fishbeck is underway; Wellhead Protection Plan activities are in beginning stages; valve replacement activities are scheduled for the week of October 6<sup>th</sup>.

**Water Authority Possibility** – meeting with Alma September 26; draft agreement for creating Authority in process; step by step plan and timetable.

**Wastewater Investigation** – spring/summer wastewater flow monitoring efforts have been completed; next anticipated is flow monitoring from Westgate and Evergreen Mobile Home Park; overall system recommendations are being developed but seem to be going in the direction of wastewater detention along with other plant and collection system upgrades.

**FERC License Compliance Update** – target bid date of around October 1; considering adding features to automate wicket gates and one spillway gate to scope of Project.

**Electric Department** – rebuilding Hydro #6; engineering underway; working towards winter shutdown.

**Electric Upgrade** - 2400 Volt to 4160 volt system to West side; Green property and Cambridge Woods completed; Westgate Subdivision conversion is in progress.

**Electric Franchise Agreement with Pine River Township** – pending; agreement reached to do work in Westgate Subdivision.

**Sheet Pile Replacement Near Dam** – necessary to replace the complete wall from the dam to the fishing overlook structure; financing plan and engineering needs to be done before project bid; possible combination with DNR grant for bridge/canoe portage.

**Mill Street Bridge** – we are awaiting notification on grant application for bridge and approach improvement funding.

**Cheesman Road Property** – 40 acres owned by Electric Department; use for land not necessary for wells.

**Roads/Sidewalks** – \$15,000 worth of sidewalk replacement to be done this fall; paving on Tyrell, Watson, 100 block of Clinton Street and work on Michigan Avenue completed; proposal coming for Franklin Street for 2009 from Spicer Group.

**Contract Negotiations** – DPW and Electric Contracts completed; Police next to be worked on; Police contract up June, 2009.

**City Manager Contract June 2009.**

Council Member Church requested a work session with new St. Louis Public School Superintendent.

Council Member Church stated that a walkway should be installed at Clapp Park on the north and east sides.

Council Member Allen requested that the city look into having the B S & A Tax and Assessing Computer Data available online.

Meeting adjourned at 5:07 p.m.

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
October 7, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor Pro Tem James C. Kelly, on Tuesday, October 7, 2008, 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: None

Others in Attendance:

Patrick Herblet  
Mark Abbott  
12 High School Students  
Greg Nelson

Police Chief  
DPW Supt  
  
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 September 16, 2008, subject to the correction on page 272 paragraph 7 line 2 the word "them" should be removed. 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 \$260,336.72. All ayes carried the motion.

### **Monthly Board Minutes.**

City Council discussed the September 2008 Monthly Board Minutes.

Moved by Church, supported by Shrum, to receive and place on file the September 2008 Monthly Board Minutes. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications received from the office of Senator Kahn regarding HJR III.

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

**New Business.**

**Introduce Ordinance B-203 & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-203 to Fulfill the Requirements of 2004 PA 528 Which Amended 1996 PA 299, "An Act to Regulate Tourist-Oriented Directional Signs on Certain Rural Roads and to Impose Certain Duties Upon the State Transportation Department" by Amending Sections 1 and 3 (MCL 247.401 and 247.403) and to set the Public Hearing Date of Tuesday, October 21, 2008, at 7:30 a.m.

Moved by Church, supported by Shrum, to introduce Ordinance B-203 to Fulfill the Requirements of 2004 PA 528 Which Amended 1996 PA 299, "An Act to Regulate Tourist-Oriented Directional Signs on Certain Rural Roads and to Impose Certain Duties Upon the State Transportation Department" by Amending Sections 1 and 3 (MCL 247.401 and 247.403) and to set the Public Hearing Date of Tuesday, October 21, 2008, at 7:30 a.m. All ayes carried the motion.

**Approve Repairs to Boiler in the Digester Building at WWTP.**

City Manager McConkie requested that the City Council approve the proposal from Dean Boiler, Inc. to repair the boiler in the digester building at the Wastewater Treatment Plant in the amount of \$8,329.00.

Moved by Church, supported by Shrum, to approve the proposal from Dean Boiler, Inc. to repair the boiler in the digester building at the Wastewater Treatment Plant in the amount of \$8,329.00. All ayes carried the motion.

**Confirm Verbal Approval for Water Main Valve Replacement.**

City Manager McConkie requested that the City Council confirm the verbal approval for the Water Main Valve Replacement on M-46 from Clinton to Euclid Streets in the estimated amount of \$39,600.00.

Moved by Church, supported by Shrum, to approve confirmation of the verbal approval for the Water Main Valve Replacement on M-46 from Clinton to Euclid Streets in the estimated amount of \$39,600.00. All ayes carried the motion.

**Approve Payment to Davidson Construction Company.**

City Manager McConkie requested that the City Council approve payment to Davidson Construction Company, Inc. for Curb & Gutter and Sidewalk Replacement on Tyrell Street in the amount of \$12,955.00. Moved by Shrum, supported by Allen, to approve payment to Davidson Construction Company, Inc. for Curb & Gutter and Sidewalk Replacement on Tyrell Street in the amount of \$12,955.00. All ayes carried the motion.

**Approve Disposition of 2003 Police Patrol Vehicle.**

City Manager McConkie requested that the City Council approve the disposal of the Retired 2003 Police Patrol Vehicle by selling the vehicle for \$1.00 to the Delta College Police In-Service Training Consortium.

Moved by Church, supported by Shrum, to approve to sell the Retired 2003 Police Patrol Vehicle to the Delta College Police In-Service Training Consortium for \$1.00. All ayes carried the motion.

**Approve Payment to FTC&H.**

City Manager McConkie requested that the City Council approve payment to FTC&H for Professional Engineering Services for the Development of a Water System Master Plan in the amount of \$7,421.00 to be reimbursed by the Alternate Water Supply Grant.

Moved by Shrum, supported by Allen, to approve payment to FTC&H for Professional Engineering Services for the Development of a Water System Master Plan in the amount of \$7,421.00 to be reimbursed by the Alternate Water Supply Grant. All ayes carried the motion.

**Approve Sidewalk Replacement and DPW Lot Proposals.**

City Manager McConkie requested that the City Council approve the Sidewalk Replacement Proposal from Gallihugh and Sons, Inc. for the DPW Parking Lot in the amount of \$33,000.00 and the Sidewalk Replacement Proposal from Blackford Construction, Inc. in the amount not to exceed \$20,000.00.

Moved by Allen, supported by Shrum, to approve the Sidewalk Replacement Proposal from Gallihugh and Sons, Inc. for the DPW Parking Lot in the amount of \$33,000.00 and the Sidewalk Replacement Proposal from Blackford Construction, Inc. in the amount not to exceed \$20,000.00. All ayes carried the motion.

**Approve Resolution in Support of Renaissance Zone for Great Lakes Energy & Research Park.**

City Manager McConkie requested that the City Council adopt Resolution 2008-19 to Support the Establishment of a Renaissance Zone for the Core Area of the Great Lakes Energy & Research Park.

The following resolution was offered by Member Allen and supported by Member Shrum.

**Whereas**, The City of Saint Louis within the County of Gratiot desires to encourage expansion of area economic activity, and increase the number of jobs and income available to residents of the area, and;

**Whereas**, The City of Saint Louis together with the whole Gratiot County community has struggled with persistent unemployment concerns and the creation of an adequate number of family sustaining jobs for some time which has depressed business expansion, and;

**Whereas**, the designation of a selected area as a Renaissance Zone will assist in the creation of the Great Lakes Energy & Research Park and in the attraction of new businesses to occupy it, increase economic development, and generally expand the business and employment opportunities in the whole Gratiot County community as well as all surrounding communities for years to come, and;

**Whereas**, The City of Saint Louis together with other local units of government, local citizens, and local businesses are committed to improving the area, should a Renaissance Zone be designated for the core area of the proposed Great Lakes Energy & Research Park, and;

**Whereas**, it is estimated that maximum forgone tax revenue, should the project locate in Gratiot County (assuming a \$3.4 billion investment and that the project would locate without a Renaissance Zone and be on the tax role for the entire duration of the 15 year assumed time period) is \$559 million, however it is also recognized that the project is of a very long term nature and the ultimate long term benefit coming in the form of taxes to be paid by the Great Lakes Energy & Research Park and all other likely investments and in the creation of hundreds, perhaps thousands, of well paying jobs will bring the Gratiot community and all the surrounding communities benefits well beyond the maximum assumed Renaissance Zone benefit, and;

A Renaissance Zone consisting of a core area to be designated upon negotiation with the developers of the Great Lakes Energy & Research Park and the Michigan Economic Development Corporation and approved by the Michigan Strategic Fund Board within the following area of Section 36 of Pine River Township bordered on the west by Jerome Road, bordered on the south by Lincoln Road, bordered on the east by State Road, and bordered on the north by U.S. 127.

**NOW, THEREFORE, BE IT RESOLVED:**

The City Council of the City of Saint Louis hereby supports the City of Alma and Pine River Township in their pursuit of a Renaissance Zone designation for the purpose of the creation of the Great Lakes Energy & Research Park

FURTHER, BE IT RESOLVED The City Council of the City of Saint Louis calls for the support of the Michigan Economic Development Corporation for a favorable recommendation and approval by the Michigan Strategic Fund Board.

YEAS: Allen, Shrum, Church, Kelly

NAYS: None

THE RESOLUTION IS DECLARED ADOPTED.

**Approve Resolution of Intent to Join Airport Authority.**

City Manager McConkie requested that the City Council adopt Resolution 2008-20 of Intent to Join Airport Authority with the County of Gratiot, City of Alma, City of Ithaca, Village of Breckenridge, Pine River Township, and Arcada Township. He asked that the City Council support the concept of an Airport Authority and the City Council would approve the Airport Authority through an agreement that would be discussed with them at a later date.

Council Member Shrum Bill was excused from the meeting at 7:42 p.m.

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

**WHEREAS**, several of the municipalities of Gratiot County gathered together early in the spring of 2008 to hear presentation by the Michigan Bureau of Aeronautics about the value of airports to the community and the benefits of airports under the governance of an Airport Authority; and

**WHEREAS**, many of the municipalities in attendance at the aforementioned presentation have furthered the concept of forming the Gratiot Community Airport Authority; and

**WHEREAS**, currently, the Gratiot Community Airport is owned and operated by a joint agreement between the City of Alma and Gratiot County; and

**WHEREAS**, Gratiot County has found it necessary to cut its contribution for the airport operation during the County's current 2008 budget and had again proposed to cut funding for the upcoming 2009 budget because of the County's financial difficulties; and

**WHEREAS**, because of the terms of the current joint airport operating agreement whereby each of the entities share equally the cost of airport operations, the City of Alma's share of the operating budget is also reduced a like amount such that the future operation of the airport is in jeopardy; and

**WHEREAS**, it has become increasingly apparent that a new operating structure is necessary to preserve the future of the Gratiot Community Airport and assure ability to maintain this important asset to our community which purpose is to serve the public, our existing business and for future economic development prospects for business development and job creation in our collective communities.

**NOW, THEREFORE BE IT RESOLVED**, the City of Saint Louis supports the activities of the several municipalities in their effort to preserve the Gratiot Community Airport through the formation of the Gratiot Community Airport Authority.

**BE IT FURTHER RESOLVED**, the City of Saint Louis hereby gives notice to the several municipalities preparing agreements for the formation of the Gratiot Community Airport Authority of the City of Saint Louis' intent to join as a member of the Authority in the spirit of intergovernmental cooperation.

**BE IT FURTHER RESOLVED,** The City of Saint Louis intent indicated herein is dependent upon the acceptance and approval of the final Authority agreement by the Saint Louis City Council and Saint Louis share of funding is limited to the proposed funding level of two thousand (\$2,000) dollars annually.

Ayes: Church, Allen, Kelly

Nays: None

RESOLUTION DECLARED ADOPTED.

### **Approve MML Liability & Property Pool Directors.**

City Manager McConkie requested that the City Council approve to vote for Kate Lawrence and Jason Eppler for the Directors Position on the Michigan Municipal League Liability & Property Pool.

Moved by Allen, supported by Church, to approve to vote for Kate Lawrence and Jason Eppler for the Directors Position on the Michigan Municipal League Liability & Property Pool & authorize the Clerk to send the document to the MML. All ayes carried the motion.

### **Ordinance B-204.**

City Manager McConkie requested that the City Council introduce Ordinance B-204 to amend Ordinance B-195 to Provide for Local Preference in Purchasing Goods and Services from Local Vendors by the City of Saint Louis and to set the Public Hearing Date of Tuesday, October 21, 2008, at 7:30 a.m. or thereafter.

Council Member Allen stated that she thought that the language in the ordinance was good.

Council Member Shrum returned to the meeting at 7:47 p.m.

Moved by Church, supported by Allen, to approve to introduce Ordinance B-204 to amend Ordinance B-195 to Provide for Local Preference in Purchasing Goods and Services from Local Vendors by the City of Saint Louis and to set the Public Hearing Date of Tuesday, October 21, 2008, at 7:30 a.m. or thereafter. All ayes carried the motion.

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

City Manager McConkie stated that the City of Alma and City of St. Louis met today regarding the formation of a joint water authority. The water consultants for St. Louis and Alma were also present at the meeting today to discuss the St. Louis issues of trying to locate and develop a new water supply. At the meeting it was determined that the next stage should be an appraisal of Alma's water system. The cost of the appraisal could be shared among the two cities or each city paying for an appraisal which could lead to difficult negotiations on the equity of Alma's water supply system. City Manager McConkie recommended that the city jointly hire a firm with Alma and wanted the City Council's consensus on the matter. Proposals from qualified firms would be obtained and presented to the City Council for approval at a later date.

Moved Kelly, and supported by Shrum, to approve the consensus that the City of Alma Water System assets be appraised at a cost shared between the City of Alma and St. Louis. All ayes carried the motion.

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

**Police Chief's Report.**

Police Chief Herblet congratulated the St. Louis High School Students during Homecoming week. The students were very well behaved and did an excellent job participating with the school events.

**Student Delegate Report.** None

**City Council Comments.**

Council Member Shrum wanted to know when the hole on East Street was going to be filled.

DPW Superintendent Abbott stated that he just received material and it would be repaired soon.

Council Member Shrum stated that at the corner of Hazel and Main Street there is a dip in the road and when it rains or snows it fills up causing a hazard.

DPW Superintendent Abbott stated that he would repair the drainage problem.

Council Member Church wanted to know who was putting test wells down west of town on Olive Road.

City Manager McConkie stated that the city is not doing the work and would check into the matter.

Council Member Kelly stated that at the MML Conference he went to a session that was promoting active communities and the City of Alma is a member of the organization. Discussion should be made with Alma about collaborating efforts to develop river front walkways between the two cities.

Moved by Church, supported by Shrum, to approve to adjourn the meeting at 8:13 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
October 21, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, October 21, 2008, 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  
Student Delegate: Clint Mikek

Others in Attendance:

Patrick Herblet  
Mark Abbott  
Greg Nelson  
Phil Hansen  
Kurt Giles  
Katherine Goettling  
Rich Apps  
Brent Henry  
Jan Bunting  
Stewart McDonald

Police Chief  
DPW Supt  
Morning Sun  
DDA Director  
Utilities Director  
City Assessor  
Fire Chief  
MPPA  
County Commissioner  
District Judge Candidate

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

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on October 1, 2008. All ayes carried the motion.

Moved by Allen, supported by Shrum, to approve the minutes of the regular meeting held on October 7, 2008, subject to the correction on page 282 paragraph 4 line 2 should read "PA 528", paragraph 5 line 2 should read "PA 528"; on page 283 paragraph 5 line 3 should have the following added " All ayes carried the motion." and on page 287 paragraph 8 should read "river front walkways". 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 \$544,766.05. All ayes carried the motion.

## **Monthly Reports.**

City Council discussed the September 2008 Monthly Reports.

Moved by Kelly, supported by Church, to receive and place on file the September 2008 Monthly Reports. All ayes carried the motion.

## **Public Hearings.**

### **Ordinance B-203 Tourist Oriented Directional Signs.**

Mayor Kubin opened the public hearing at 7:40 a.m. to discuss Ordinance B-203 to Fulfill the Requirements of 2004 PA 528 Which Amended 1996 PA 299, "An Act to Regulate Tourist-Oriented Directional Signs on Certain Rural Roads and to Impose Certain Duties Upon the State Transportation Department" by Amending Sections 1 and 3 (MCL 247.401 and 247.403).

City Manager McConkie stated that before tourist oriented signs are allowed in the city an ordinance needs to be adopted by the City Council. He stated that a truck driver approached him stating that he was opposed to tourist oriented signs because the height can obstruct traffic vision. The signs would be placed on Washington Avenue and vision obstruction would not occur on that street but would more likely happen on local streets.

Mayor Kubin closed the public hearing at 7:42 a.m.

### **Ordinance B-204 Local Preference in City Purchases.**

Mayor Kubin opened the public hearing at 7:42 a.m. to discuss Ordinance B-204 to Provide for Local Preference in Purchasing Goods and Services from Local Vendors by the City of St. Louis.

City Manager McConkie stated that the City Council wanted an ordinance to give them the capability of awarding a contract to a local vendor for city purchases based on a sliding scale if they are not the low bidder.

Mayor Kubin thought that the ordinance was very good and it supports local businesses.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:44 a.m.

## **Public Comments.**

District Judge Candidate Stewart McDonald thanked the City Council for considering the ordinance to give preference to local vendors. He stated that he was on the Alma City Council when they adopted an ordinance of similarity and it worked well for the City.

Mayor Kubin thanked him for coming to the meeting.

County Commissioner Jan Bunting stated that she was a candidate for 4<sup>th</sup> District County Commissioner.

Mayor Kubin thanked her for coming to the meeting.

### **Communications.**

City Manager McConkie requested that the City Council place on file the communications received from Charter Communications on price adjustments, Senator Levin regarding cellular tower zoning regulations, resident complaint regarding foundation at cemetery, p-CBSA Summary and correspondence from Alma Citizen.

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

### **New Business.**

#### **Approve Ordinance B-203 Tourist Oriented Directional Signs.**

City Manager McConkie requested that the City Council adopt Ordinance B-203 to Fulfill the Requirements of 2004 PA 528 Which Amended 1996 PA 299, “An Act to Regulate Tourist-Oriented Directional Signs on Certain Rural Roads and to Impose Certain Duties Upon the State Transportation Department” by Amending Sections 1 and 3 (MCL 247.401 and 247.403).

Moved by Shrum, supported by Allen, to approve to adopt Ordinance B-203 to Fulfill the Requirements of 2004 PA 528 Which Amended 1996 PA 299, “An Act to Regulate Tourist-Oriented Directional Signs on Certain Rural Roads and to Impose Certain Duties Upon the State Transportation Department” by Amending Sections 1 and 3 (MCL 247.401 and 247.403). All ayes carried the motion.

#### **Approve Ordinance B-204 Local Preference in City Purchases.**

City Manager McConkie requested that the City Council adopt Ordinance B-204 to Provide for Local Preference in Purchasing Goods and Services from Local Vendors by the City of St. Louis.

Moved by Allen, supported by Shrum, to approve to adopt Ordinance B-204 to Provide for Local Preference in Purchasing Goods and Services from Local Vendors by the City of St. Louis. All ayes carried the motion.

#### **Approve Resolution 2008-21 Tourist Oriented Directional Signs.**

City Manager McConkie requested that the City Council approve Resolution 2008-21 to authorize the City Manager as the City of Saint Louis designee to approve or reject any placement of tourist oriented directional sign within the City of Saint Louis.

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

**WHEREAS**, The City Council has determined it to be in the best interest of the City to participate in the Tourist Oriented Sign program pursuant to Michigan Public Act 299 of 1996 (MCL 247.402); and

**WHEREAS**, On October 21, 2008, the City Council adopted Ordinance B-203 which authorizes said participation in the Tourist Oriented Sign Program; and,

**WHEREAS**, Section 4 of said Ordinance 203 authorizes the appointment of a designee to approve or reject the placement of any tourist oriented directional sign within the jurisdictional boundaries of the City of Saint Louis.

**NOW, THEREFORE, BE IT RESOLVED**, The City Council hereby appoints the City Manager pursuant to Section 4, Ordinance B-203 as the designee to act to approve or reject the placement of any tourist oriented directional sign within the jurisdictional boundaries of the City of Saint.

AYES: Allen, Shrum, Church, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Resolution 2008-22 MERS Benefit E Increase.**

City Manager McConkie requested that the City Council approve Resolution 2008-22 to Adopt Benefit Program “E” Increase to be Effective on Adjustment Date of January 1, 2009.

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

1. As authorized by Section 20 of the MERS Plan Document as revised the City of St. Louis 2902 adopts for the following:
  - A. All retirees and beneficiaries.
2. The increase will be Traditional E:
  - A. **Traditional E** (For all who retired on or before December 31, 2007, as computed in the actuary’s cost analysis.)

Two percent (2 %) of the retirement allowance payable immediately prior to the adjustment date, for each complete calendar year since the last adjustment date for which Benefit E was adopted, or effective date of retirement allowed, whichever is shorter.

AYES: Church, Shrum, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DELCARED ADOPTED.

**Approve Resolution 2008-23 MERS Additional Benefits Affecting Future Retirees.**

City Manager McConkie requested that the City Council approve Resolution 2008-23 to Adopt Benefit Program “E-2” for the City Manager’s Division 10 to be Effective on the Adjustment Date of January 1, 2009.

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

In accordance with the MERS Plan Document of 1996, the City of St. Louis, 2902, adopts the following benefits for City Manager Division 10.

Supporting Supplemental Valuation is dated September 26, 2008.

**ADDITIONAL BENEFITS AFFECTING FUTURE RETIREES**

E-2    Effective January 1, 2009.

AYES:            Allen, Church, Kelly, Shrum, Kubin

NAYS:            None

RESOLUTION DECLARED ADOPTED.

**Introduce Ordinance B-205 & Set Public Hearing Date.**

City Manager McConkie requested that the City Council introduce Ordinance B-205 to adopt the Michigan Vehicle Code and set the Public Hearing Date of Wednesday, November 5, 2008, at 7:00 p.m.

Moved by Shrum, supported by Church, to approve to introduce Ordinance B-205 to adopt the Michigan Vehicle Code and set the Public Hearing Date of Wednesday, November 5, 2008, at 7:00 p.m.

**City Manager Employment Agreement.**

City Manager McConkie stated that he provided a draft of a proposed employment agreement as requested by the City Council and a copy of the agreement was given to them for review.

The City Council discussed the proposed employment agreement.

Moved by Kelly, supported by Kubin, to approve to table action on the City Manager's Employment Agreement. All ayes carried the motion.

**Approve the Michigan Downtown Association Agreement.**

City Manager McConkie requested that the City Council approve the Administrative Services Agreement between the City of Saint Louis and the Michigan Downtown Association for one year effective on September 18, 2008 in the amount of \$20,000.00 and to authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis.

Moved by Shrum, supported by Church, to approve the Administrative Services Agreement between the City of Saint Louis and the Michigan Downtown Association for one year effective on September 18, 2008 in the amount of \$20,000.00 and to authorize the Mayor and City Clerk to sign the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Approve Payment to Central Asphalt for 2008 Street Improvements.**

City Manager McConkie requested that the City Council approve payment to Central Asphalt for 2008 Street Pavement Improvements in the amount of \$142,045.56.

Moved by Shrum, supported by Church, to approve payment to Central Asphalt for 2008 Street Pavement Improvements in the amount of \$142,045.56. All ayes carried the motion.

### **Discussion on the Michigan Public Power Agency.**

City Manager McConkie stated that Utilities Director Kurt Giles and Brent Henry from the MPPA were present at the meeting to discuss with the City Council the Michigan Public Power Agency.

Utilities Director Kurt Giles stated that he gave the City Council information on the Michigan Public Power Agency to review the structure of the organization. Most municipal electric utilities participate in the agency to have ownership in projects and to share expert advice on electric related issues. The city has had involvement with the agency since 1992 with the Northern Lights Project and would have participated in the project if had not had fallen apart. Coal Fire Energy Generating Plants and Renewable Energy Projects are being done through general membership or joint ownership agreements with the MPPA. Chelsea, Hart and Portland have been members of the agency and recently Eaton Rapids joined and feel it would be beneficial to St. Louis to participate in the agency along with the other Ratepayer Members. The annual membership dues would be over \$12,000.00 which includes membership in APPA which deals with the legislative issues regarding electric. Utility Director Giles recommended that the City Council review the information given to them on the agency.

Brent Henry from the MPPA stated that there are currently 15 members that belong to the agency and if St. Louis becomes a member that would give a total of 16 members. There are a couple of projects that MPPA is working on to aide the member cities to acquire renewable sources by the year 2015; one is the Granger Renewable Energy Project that collects methane gas to produce electricity and the other is the Wyandotte Wind Project. If St. Louis proceeds to join the agency a resolution would have to be adopted by the City Council along with initiation fee of \$1,000.00 then MPPA would adopt a resolution to approve the membership and documents are filed with County Clerk.

Council Member Church stated that he would like to have a work session to discuss electric issues.

Mayor Kubin agreed that the City Council should hold a work session to discuss electric issues.

Moved by Church, supported by Allen, to approve to table action on the City of St. Louis joining the Michigan Public Power Agency and set a Special Meeting to discuss electric issues. All ayes carried the motion.

### **Approve Resolution 2008-24 Liquor Control Commission.**

City Manager McConkie requested that the City Council adopt Resolution 2008-24 to approve the Class C Liquor License located at 210 N. Mill Street from Dana Saurman to River Rock Bar and Grill, LLC.

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

**WHEREAS**, on April 8, 2008 the Council adopted Resolution No. 2008-6 that approved recommendation for transfer of ownership of Class C liquor license located at 210 N. Mill Street, Saint Louis, MI 48880 Gratiot County, Michigan from Dana J Saurman to River Rock Bar and Grill, LLC and for extended hours pending final inspection of the expansion; and

**WHEREAS**, Saint Louis Building Inspector, Paul Erskine and Saint Louis Police Chief Patrick Herblet did, on Friday, October 17, 2008 complete inspections mentioned in the aforementioned resolution and have issued their approval for occupancy under the Building Code and liquor license respectfully.

**NOW THEREFORE BE IT RESOLVED**, it is the consensus of the Saint Louis City Council since all conditions now having been met under Resolution 2008-6, this legislative body approves that the application be recommended for issuance.

AYES: Shrum, Church, Allen, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Identity Theft Prevention Program.**

City Manager McConkie requested that the City Council approve the City of Saint Louis Identity Theft Prevention Program to protect the identity and personal financial data of our customers and minimize the possibility of identity theft of customer information.

Moved by Church, supported by Kelly, to approve the City of Saint Louis Identity Theft Prevention Program to protect the identity and personal financial data of our customers and minimize the possibility of identity theft of customer information. All ayes carried the motion.

**City Manager's Report.** None

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

City Clerk/Treasurer Roehrs stated that she has been very busy preparing for the General Election to be held on Tuesday, November 4, 2008.

**Police Chief's Report.** None

**Student Delegate Report.**

Student Delegate Mikek stated that the Student Council is setting up a night for the public to meet the School Board Candidates.

**City Council Comments.**

Council Member Church stated the odors from CAFO's are getting worse and wanted to know if there was anything could be done to keep the farms from expanding and causing more odor problems.

Mayor Kubin stated that the farms are regulated by the State of Michigan and there is no local control.

Council Member Church wanted to know if something could be done regarding accepting credit cards for payments at city hall.

City Clerk/Treasurer Roehrs stated that she has been working with a company on setting up a credit card system without the city having to cover the cost of the service.

Council Member Allen wanted to know if the next City Council meeting was Wednesday, November 5, 2008 or Tuesday, November 4, 2008.

City Manager McConkie stated that the next City Council meeting is scheduled for Wednesday, November 5, 2008, at 7:00 p.m.

Council Member Allen stated then the public hearing for Ordinance No. B-205 should be set for Wednesday, November 5, 2008, at 7:00 p.m.

Mayor Kubin requested that a joint meeting with school board be set.

Mayor Kubin requested that a committee be made to map sites on a city map for locations of some future projects.

Moved by Church, supported by Shrum, 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

October 22, 2008

The Special Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, October 22, 2008, at 5:00 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  
Others in Attendance: Utility Director Kurt Giles

City Manager McConkie stated that the special meeting was called to hold an executive session to receive advice and information via conference call with City's Attorney, Victor Sher, concerning strategy in the litigation and resulting mediation between City of Saint Louis vs. Velsicol et al.

Moved by Church, supported by Shrum, to approve to go into closed session at 5:01 p.m. to receive advice and information via conference call with City's Attorney, Victor Sher, concerning strategy in the litigation and resulting mediation between City of Saint Louis vs. Velsicol et al. All ayes carried the motion.

Moved by Kubin, supported by Allen, to approve to return to open session at 6:15 p.m. All ayes carried the motion.

Moved by Kubin, supported by Allen, to approve to adjourn the meeting at 6:15 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
November 5, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Wednesday, November 5, 2008, 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: Clint Mikek

Others in Attendance:

Patrick Herblet  
Casey Collins  
5 High School Students

Police Chief  
Rowe Engineering

Mayor Kubin 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 October 21, 2008, subject to the language change to Resolution 2008-24 Class C Liquor License. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve the minutes of the special meeting held on October 22, 2008. All ayes carried the motion.

### **Financial Reports.**

City Council reviewed the Financial Statements for Fiscal Year Ending June 30, 2008 and for the month of September 30, 2008.

Moved by Allen, supported by Shrum, to approve the Financial Statements for June 2008 and September 2008. 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 \$330,007.94. All ayes carried the motion.

**Monthly Board Minutes.**

City Council discussed the October 2008 Monthly Board Minutes.

Moved by Allen, supported by Kelly, to receive and place on file the October 2008 Monthly Board Minutes. All ayes carried the motion.

**Public Hearing.**

**Ordinance B-205 Michigan Vehicle Code.**

Mayor Kubin opened the public hearing at 7:14 p.m. to discuss Ordinance B-205 to adopt the Michigan Vehicle Code.

City Manager McConkie stated that the Saint Louis Police Department requested that the City Council adopt Ordinance B-205 to comply with the Michigan Vehicle Code.

Mayor Kubin asked if the new ordinance is needed to allow the Police Department to follow the State of Michigan Vehicle regulations.

Police Chief Herblet stated that the ordinance adopts the Michigan Vehicle Code by reference which is not included in the present ordinance.

There was no opposition heard on the matter.

Mayor Kubin closed the public hearing at 7:15 p.m.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications received from Dart Transportation Service regarding July, August and September Service and communication to MDOT regarding Olive Road Reconstruction Project.

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

**New Business.**

**Approve Ordinance B-205 Michigan Vehicle Code.**

City Manager McConkie requested that the City Council adopt Ordinance B-205 of the City of Saint Louis for the Addition of Section 62-9 Michigan Vehicle Code.

Moved by Shrum, supported by Kelly, to approve to adopt Ordinance B-205 of the City of Saint Louis for the Addition of Section 62-9 Michigan Vehicle Code. All ayes carried the motion.

**Approve Christmas Parade Route.**

City Manager McConkie requested that the City Council approve the request from the Middle of Mitten Association for the Small Town Family Christmas Parade Route on Friday, December 5, 2008, at 6:00 p.m. starting at the corner of N. Mill Street and North Street the parade will proceed south then east on W. Saginaw Street to the Clapp Park/High School Area.

Moved by Allen, supported by Shrum, to approve the request from the Middle of Mitten Association for the Small Town Family Christmas Parade Route on Friday, December 5, 2008, at 6:00 p.m. starting at the corner of N. Mill Street and North Street the parade will proceed south then east on W. Saginaw Street to the Clapp Park/High School Area. All ayes carried the motion.

**Approve Payment to MDOT – Olive Road Reconstruction Project.**

City Manager McConkie requested that the City Council approve payment to Michigan Department of Transportation for the Local Jobs Today Loan Interest Payment for Olive Street Reconstruction Project in the amount of \$11,093.43.

Moved by Shrum, supported by Kelly, to approve payment to Michigan Department of Transportation for the Local Jobs Today Loan Interest Payment for Olive Street Reconstruction Project in the amount of \$11,093.43. All ayes carried the motion.

**Approve Resolution of Appreciation to Daniel Sagle.**

City Manager McConkie requested that the City Council approve the Resolution of Appreciation to Daniel Sagle to recognize him for 12 years of Service to the Mid Michigan Community Fire Department.

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

**WHEREAS**, The City of Saint Louis wishes to recognize Dan Sagle for his devoted service to the Mid Michigan Community Fire Department; and

**WHEREAS**, Dan Sagle served on the Mid Michigan Community Fire Board for Twelve years; and

**WHEREAS**, Dan Sagle's dedication to the Mid Michigan Community Fire Board was very beneficial to the Mid Michigan Community Fire Department and the residents of the City of Saint Louis; and

**NOW THEREFORE BE IT RESOLVED THAT**, Dan Sagle's loyalty to the Mid Michigan Community Fire Board has made the City of Saint Louis a safer place to live.

AYES: Allen, Shrum, Kubin, Kelly

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Discuss Meeting Dates for Joint Meeting with School.**

City Manager McConkie inquired when the City Council would like to hold a joint meeting with the School Board.

The consensus of the City Council was to schedule a joint meeting with the School Board after the first of the New Year when the new members start their positions.

**Discuss Dates for Work Session.**

City Manager McConkie wanted to know when the City Council would like to hold a work session to discuss city issues.

The consensus of the City Council was to hold the meeting Tuesday, November 11, 2008, if Council Member Church was available for the meeting.

City Manager McConkie will make contact with Member Church and if he is available will proceed to set the work session meeting for November 11<sup>th</sup>.

**City Manager's Report.** None

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

City Clerk/Treasurer Roehrs commended the Election Inspectors for Precincts One & Two for their excellent work at the voting polls for the General November Election. The voter turnout for the City was over 63% and everybody that voted was very patient while they waited to vote.

**Police Chief's Report.** None

**Student Delegate Report.**

Student Delegate Mikek stated that there was a blood drive today at school and 84 students donated blood.

**City Council Comments.**

Council Member Kelly wanted to know what the city was doing on Delaware Street next to North Street.

City Manager McConkie stated that there was a sewer repair earlier this year and the road was supposed to be repaired. He stated that he would check with DPW Supt. Abbott on the matter.

Council Member Shrum wanted to know when the cement was going to be poured for the sidewalks being replaced around town because the weather will be too cold if the work is not done soon.

City Manager McConkie stated that the contractor was supposed to start Monday but was delayed and would be starting tomorrow.

Moved by Kubin, supported by Allen, to approve to adjourn the meeting at 7:30 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
November 11, 2008

The Special Work Session Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, November 11, 2008, at 6:30 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:

Patrick Herblet  
Kurt Giles

Police Chief  
Utilities Director

## Items of Discussion:

### Cemetery Board Reorganization.

The City Council discussed reorganizing the Cemetery Board.

Council Member Church stated that he and Council Member Kelly attended the last Cemetery Board meeting and based on their communication with the board they feel that the Cemetery Board needs to be reorganized to improve the operation of the cemetery.

City Manager McConkie stated that he drafted a new Cemetery Ordinance that creates a Cemetery Citizen Committee and makes the City Council the Cemetery Board of Trustees. The committee would make recommendations to the City Council regarding the rules and regulations for the operation of the cemetery, the rates and charges for cemetery burial rights in lots and services and cemetery improvements. The ordinance states that the cemetery operations would be under the management of the City Manager and he would appoint the cemetery sexton.

City Manager McConkie wanted to know if the city council wanted him to proceed with finalizing the new ordinance and then he would have City Attorney Meyer review the ordinance with rules and regulations of the cemetery to make sure that they coordinate with the ordinance.

Council Member Allen would like a list of duties for the cemetery board and the duties DPW Supt. Abbott and WWTP Supt. Mephram are responsible for at the cemetery.

City Manager McConkie stated that the new ordinance would restructure the way the graves are sold. The selling of grave sites would occur in the City Clerk's office and then the Sexton would review grave sites with the purchasers.

The consensus of the City Council was to have a Cemetery Advisory Board make recommendations to the Board of Trustees on improvements and policies for the cemetery and directed the City Manager to proceed with the City Attorney to complete drafting a new ordinance.

### **Security Committee Recommendations.**

City Manager McConkie stated that the Security Committee met and recommended the following items: the Police Chief or a Police Officer should sit with the City Council during meetings, a bullet proof shield should be placed inside the City Council's desk, the windows in the Manager's office should be moved up higher, the building inspector and city code enforcement officer should be moved into an office connected to the police department by closing in the court yard area out front of the city hall, the counter in the City Clerk's office should be enclosed and the door into the office should have an electric lock on it and in back of the City Clerk's office outside should be enclosed with a vinyl fence to obscure vision to those passing by and to prevent someone from climbing the radio tower.

The consensus of the City Council was to have an architect look at the city hall improvements recommended by the Security Committee and present the drawing with cost estimates to the City Council.

### **Manager's Contract.**

City Manager McConkie stated that he put an analysis together of the two highest paid employees and gave council a copy of it. He did not change anything in his employment agreement that was previously given to the City Council. The employment contract is for three years.

Mayor Kubin wanted to know why he doesn't receive reimbursement for mileage like everybody else instead of getting a vehicle allowance as part of his compensation.

City Manager McConkie stated that other municipalities either supply a vehicle for the City Manager or reimburse for mileage. The previous management was given the allowance and he included it in his contract.

The City Council requested that the City Manager's Employment Contract be placed on the next council meeting agenda.

### **Community Vision.**

City Manager McConkie asked the City Council what they thought the City should look like in 2010, 2015, 2020.

Mayor Kubin stated that they should draw their plans on a map so there is something to follow for the future.

The City Council discussed approaching the fire board regarding negotiating a contract with them to pay the city rent with the option to purchase the city hall facility since they want to stay at this location but need more room for vehicles and training.

The City Council discussed building a New City Hall on the old Tester Building Site.

City Manager McConkie stated that he would like ideas from the City Council on making the city a walkable community, recreation opportunities and infrastructure improvements and would draw the plans on a city map for the future.

The following items were recommended:

- A river walkway from Alma at the south city limits along river to the northeast city limit.
- New market value housing such as condos on North and Center Streets.
- Construct a Park on the Velsicol site.
- Have a market place or a big pavilion for community events in Clapp Park.
- Recreation Facility, ball fields, or possible inter-local police department located at the city property on Cheesman Road.
- Work with Rural Water Association to build a conference center on property from Dick Green.

**Agenda items to discuss at Joint Work session with Saint Louis Public Schools.**

Community-wide Planning, Technology – fiber, etc., Shared Services – library, maintenance, Involvement in Community Events, and Communication between the boards.

Moved by Kubin, supported by Allen, to approve to adjourn the meeting at 9:03 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

## CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
November 18, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, November 18, 2008, 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  
Student Delegate: Clinton Mikek (excused)

Others in Attendance:

Patrick Herblet  
Kurt Giles  
Katherine Goettling  
Greg Nelson

Police Chief  
Utilities Director  
City Assessor  
Morning Sun

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 November 5, 2008. All ayes carried the motion.

Moved by Kelly, supported by Church, to approve the minutes of the special meeting held on November 11, 2008. 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 \$398,039.60. All ayes carried the motion.

### **Monthly Reports.**

City Council discussed the October 2008 Monthly Reports.

Moved by Allen, supported by Shrum, to receive and place on file the October 2008 Monthly Reports. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communication regarding the p-CBSA Summary.

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

**New Business.**

**Approve Request from Employee Appreciation Committee.**

City Manager McConkie stated that the Employee Appreciation Committee met and recommended that the City Council change the Years of Service Awards from the following approved gift schedule: Years of Service: 5 Years Men and Ladies Key Ring \$20.00, 10 Years Men Knife \$60.00, Ladies Necklace \$60.00, 15 Years Men and Ladies Pen Set \$80.00, 20 Years Men and Ladies Clock \$100.00, 25 Years Men and Ladies Watch \$200.00 and 30 Years Men and Ladies Ring \$280.00 to the recommended Chamber Gift Certificate Gift Schedule of:

<b>Years of Service</b>	<b>Chamber Gift Certificate Amount</b>
5 Years	\$25.00
10 Years	\$50.00
15 Years	\$75.00
20 Years	\$100.00
25 Years	\$150.00
30 Years	\$200.00
35 Years	\$250.00

Moved by Church, supported by Allen, to approve the recommendation from the Employee Appreciation Committee that the Years of Service Awards be changed from the Gift Schedule to the Chamber Gift Certificate Gift Schedule. All ayes carried the motion.

**Approve Payment to Crawford Contracting - M-46 Water Main Repair.**

City Manager McConkie requested that the City Council approve payment to Crawford Contracting, Inc. in the amount of \$16,620.00 for the M-46 Water Main Repair.

Moved by Allen, supported by Shrum, to approve payment to Crawford Contracting, Inc. in the amount of \$16,620.00 for the M-46 Water Main Repair. All ayes carried the motion.

**Approve Payment to Wonsey Tree Service – Demolition 112 Michigan Ave.**

City Manager McConkie requested that the City Council approve payment to Wonsey Tree Service, Inc. in the amount of \$6,990.00 for Demolition of House at 112 Michigan Avenue.

Moved by Shrum, supported by Church, to approve payment to Wonsey Tree Service, Inc. in the amount of \$6,990.00 for Demolition of House at 112 Michigan Avenue. All ayes carried the motion.

**Approve City Manager Employment Agreement.**

City Manager McConkie requested that the City Council approve his three year term Employment Agreement commencing July 1, 2009, and expiring June 30, 2012.

Moved by Allen, supported by Church, to approve the City Manager Employment Agreement commencing July 1, 2009, and expiring June 30, 2012 and to authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

**Approve Spicer Group Proposal for Engineering Services for Franklin Street Project.**

City Manager McConkie requested that the City Council approve the Proposal from Spicer Group for Professional Services for design of the Franklin Street Infrastructure and Pavement Improvements Project in the amount of \$44,350.00.

Moved by Shrum, supported by Allen, to approve the Proposal from Spicer Group for Professional Services for design of the Franklin Street Infrastructure and Pavement Improvements Project in the amount of \$44,350.00. All ayes carried the motion.

**City Manager's Report.**

City Manager McConkie stated that yesterday Kristine Olejniczak Assistant to the Code Enforcement Officer was doing code enforcement around the city when she noticed a house fire on Maple Street and called the fire department. Want to thank Kristine for her promptness on reporting the fire.

City Manager McConkie stated that the patch on Delaware Street should be repaired this Wednesday.

City Manager McConkie requested a Closed Session to discuss possible property acquisition.

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

City Clerk/Treasurer Roehrs stated that her office is in the process of preparing the winter tax bills and looking to implement credit and debit card usage for utility bills and taxes next spring.

**Police Chief's Report.**

Police Chief Herblet stated that he recently sent two officers to investigator school and although the schooling was costly it has already paid off with the officers being able to solve two crimes from the knowledge they acquired at the training.

**Student Delegate Report.** None

### **City Council Comments.**

Council Member Allen expressed concern about the cement being able to cure in the cold weather for the sidewalks that was just poured around town.

City Manager McConkie stated that cement can be poured at any time.

Mayor Kubin stated that the fountain in the river should be taken out because of the colder weather.

Mayor Kubin stated that one of the safety issues recommended by the committee was to have the Police Chief sit up front with the City Council and the council table should be expanded.

### **Closed Session.**

Moved by Kelly, supported by Church, to approve to go into closed session at 8:10 a.m. to discuss property purchase. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve to return to open session at 8:18 a.m. All ayes carried the motion.

Moved by Shrum, supported by Kelly, to approve authorization for the City Manager to purchase property as discussed in closed session in the amount not to exceed \$23,000.00. All ayes carried the motion.

Moved by Allen, supported by Kelly, to approve to adjourn the meeting at 8:22 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
December 2, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, December 2, 2008, 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

Student Delegate: Clinton Mikek

Others in Attendance:

Patrick Herblet

Kurt Giles

Greg Nelson

7 High School Students

Joe Scholtz

Don Long

Police Chief

Utilities Director

Morning Sun

313 W.

Saginaw Street

Bethany Twp. Supervisor

Council Member Church led in the pledge of allegiance to the flag.

Moved by Shrum, supported by Allen, to approve the minutes of the regular meeting held on November 18, 2008. All ayes carried the motion.

## **Claims & Accounts.**

City Council discussed the Claims & Accounts.

Moved by Allen, supported by Church, to approve the Claims & Accounts, in the amount of \$213,186.00. All ayes carried the motion.

## **Monthly Board Minutes.**

City Council discussed the November 2008 Monthly Board Minutes.

Moved by Shrum, supported by Church, to receive and place on file the November 2008 Monthly Board Minutes. All ayes carried the motion.

## **Public Comments.**

Mayor Kubin introduced Don Long as the newly elected Bethany Twp Supervisor.

## **Communications.**

City Manager McConkie requested that the City Council place on file the communications from 911 Central Dispatch, Water Study Request for Proposals and Detroit News Article.

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

## **New Business.**

### **Approve Fishing Derby.**

City Manager McConkie stated that Joe Scholtz requested approval from the City Council to hold the Free Fishing Derby in Leppien Park on Saturday, June 13, 2009.

Moved by Church, supported by Allen, to approve the request from Joe Scholtz to hold the Free Fishing Derby in Leppien Park on Saturday, June 13, 2009. All ayes carried the motion.

The City Council thanked Joe Scholtz for the excellent work he does every year organizing the Fishing Derby.

### **Approve 2009 City Council Meeting Dates.**

City Manager McConkie requested that the City Council approve the 2009 City Council Meeting Dates and Times.

Moved by Allen, supported by Shrum, to approve the 2009 City Council Meeting Dates and Times. All ayes carried the motion.

### **Approve Appointment to Housing Commission.**

City Manager McConkie requested that the City Council approve the recommendation of the Housing Commission to appoint Kevin Taylor to fill the vacancy of Shirley Rutherford.

Moved by Shrum, supported by Church, to approve the recommendation of the Housing Commission to appoint Kevin Taylor to fill the vacancy of Shirley Rutherford. All ayes carried the motion.

### **Discussion on MML Conference.**

City Manager McConkie stated that the Michigan Municipal League Conference is March 3<sup>rd</sup> & 4<sup>th</sup> and would like to know if the City Council wants to go on March 3<sup>rd</sup> and stay the night or just go to the conference on March 4<sup>th</sup>.

The consensus of the City Council was to go to the Michigan Municipal League Conference on March 3<sup>rd</sup> if rooms could be acquired at the hotel adjacent to the conference center if not they would attend the conference for one day on March 4<sup>th</sup>.

**Introduce Ordinance B-206 & Set Public Hearing Date.**

City Manager McConkie requested that the City Council approve to introduce Ordinance B-206 to Provide for Efficient Management and Operation of the Oak Grove Cemetery and Burials in the City of Saint Louis to Protect the Health, Safety and Welfare of its Residents and to set the Public Hearing Date of Tuesday, December 16, 2008, at 7:30 a.m.

City Manager McConkie stated that the City Attorney is reviewing the proposed ordinance and is preparing rules that will coordinate with the new ordinance. At the next council meeting the rules and regulations would be available for the City Council to review.

Mayor Kubin wanted to know if any of the present members were going to be asked to be on the advisory committee for the cemetery.

City Manager McConkie stated that the current Cemetery Board Members would be considered to serve on the Advisory Committee for the Cemetery.

Moved by Allen, supported by Shrum, to approve to introduce Ordinance B-206 to Provide for Efficient Management and Operation of the Oak Grove Cemetery and Burials in the City of Saint Louis to Protect the Health, Safety and Welfare of its Residents and to set the Public Hearing Date of Tuesday, December 16, 2008, at 7:30 a.m. All ayes carried the motion.

**Approve Payment to CMI for Annual Software Fee.**

City Manager McConkie requested approval for payment to Creative Microsystems, Inc. for Annual Financial Software Fee in the amount of \$9,005.50.

Moved by Shrum, supported by Church, to approve payment to Creative Microsystems, Inc. for Annual Financial Software Fee in the amount of \$9,005.50. All ayes carried the motion.

**Approve Payment to Blackford Construction – 2008 Sidewalk Improvements.**

City Manager McConkie requested approval for payment to Blackford Construction, Inc. in the amount of \$13,710.00 for 2008 Sidewalk Improvements.

Moved by Church, supported by Shrum, to approve payment to Blackford Construction, Inc. in the amount of \$13,710.00 for 2008 Sidewalk Improvements. All ayes carried the motion.

**Approve Payment to Central Asphalt – Delaware Street Repair.**

City Manager McConkie requested approval for payment to Central Asphalt, Inc. for Delaware Street Repair in the amount of \$5,940.00.

Moved by Allen, supported by Shrum, to approve payment to Central Asphalt, Inc. for Delaware Street Repair in the amount of \$5,940.00. All ayes carried the motion.

## **Discussion on MPPA Membership.**

Utility Director Giles presented information to the City Council on the benefits of being a member to the Michigan Public Power Agency. The savings to the city could have been over \$200,000 a year if they had been apart of the Belle River and Campbell projects instead of being exposed to market prices. Eaton Rapids has joined the MPPA and if St. Louis joins the Agency then all the members of the Ratepayers would belong to the MPPA. Being a member of the Agency allows the city to participate in future projects.

Mayor Kubin stated that if the City Council approves to join the MPPA an annual report should be given to the City Council on the group's activities for the year.

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

**WHEREAS**, City of St. Louis has determined that additional power supply capacity will be required in order to meet the future needs of its customers; and

**WHEREAS**, the Michigan Public Power Agency ("MPPA") was established pursuant to act 448 of the Public Acts of 1976 (the Michigan Energy Employment Act) for the purpose of undertaking various projects authorized by the Act; and

**WHEREAS**, the existence of MPPA and membership in MPPA by the City of St. Louis, and other municipalities will foster the continuation of joint planning and undertaking of projects, and the resulting economies and efficiencies to be realized thereby will serve the interests of the residents of the City of St. Louis; and

**WHEREAS**, Member municipalities may elect to participate in only those MPPA projects from which they determine they will benefit; and

**WHEREAS**, the City of St. Louis has recommended and the City Council determines it to be in the best interest of the City of to become a member of MPPA for the purpose of undertaking and planning, financing, development, acquisition, construction, reconstruction, improvement, enlargement, betterment operation or maintenance of the projects authorized under and pursuant to Act 448;

### **NOW, THEREFORE, BE IT RESOLVED THAT:**

1. Staff is authorized to seek admission of the City of St. Louis as a member of MPPA.
2. The City of St. Louis hereby elects to become a member of MPPA.
3. Upon the unanimous adoption of a resolution by the Board of Commissioners of MPPA approving membership, the City of St. Louis will pay the \$1,000 non-refundable membership fee and other costs related to its admission to membership as required by the By-Laws.

4. The City of St. Louis initially appoints the City Manager of the City of St. Louis to be its representative on the MPPA's Board of Commissioners, and the City Director of Public Services to be its alternate representative.
5. This resolution shall be effective immediately.

AYES: Church, Shrum, Allen, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

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

City Manager McConkie requested that the City Council confirm the \$100.00 bonus for the City of Saint Louis full-time employees and \$50.00 bonus for the part-time employees as an annual occurrence or bring the matter to City Council each year.

Moved by Shrum, supported by Church, to approve confirmation of the Employee Appreciation Bonus of \$100.00 for full time employees and \$50.00 for the part time employees for this year and to bring the matter to the City Council each year. All ayes carried the motion.

City Manager McConkie stated that Library Director Kim White submitted her resignation with the City of Saint Louis because she has accepted another position at the Hoyt Public Library in Saginaw. Her position as Head Librarian starts January 2, 2009. City Manager McConkie extended congratulations to Kim White on her new position.

Council Member Shrum requested that the City Council acknowledge the accomplishments of Kim White at the T. A. Cutler Memorial Library.

Moved by Shrum, supported by Allen, to acknowledge and recognize Kimberly White for her accomplishments at the T. A. Cutler Memorial Library during her employment. All ayes carried the motion.

City Manager McConkie requested that the City Council approve to transfer \$50,000.00 of the \$100,000.00 owed to the Electric Fund from the General Fund for monies borrowed to construct the new swimming pool.

Moved by Shrum, supported by Allen, to approve to transfer \$50,000.00 from the General Fund to the Electric Fund for funds borrowed to construct the new swimming pool. All ayes carried the motion.

City Manager McConkie requested that the City Council adopt the Resolution approving the purchase and sale of property at 111 North Mill Street. The City would have to purchase the property first because it was not listed in the Tax Increment Finance Plan and then the city would sell it to the DDA. The resolution also authorizes the DDA to borrow funds from Greater Gratiot Development to purchase the property at 111 North Mill Street from the City of Saint Louis. The owner of the property would sell to the City and the City would sell to the DDA on the same day. The closing of the mortgage with Greater Gratiot Development would also happen on the same day.

Mayor Kubin stated that he would rather have the City loan the DDA monies from the Electric Fund instead of the DDA borrowing money from Greater Gratiot Development.

Council Member Shrum wanted to know what advantage there was of borrowing money from Greater Gratiot Development.

City Manager McConkie stated that borrowing the money from Greater Gratiot Development would not tie up the city's funds and it would create extra funds for the organization. The DDA would borrow the money 1% above prime interest rate from Greater Gratiot.

The consensus of the City Council was to loan the DDA \$80,000.00 from the Electric Fund.

City Manager McConkie stated that the wording of the Resolution to Purchase the property at 111 North Mill Street would have to be changed under No. 4 to read "in favor of City of Saint Louis Electric Utility in the amount of \$80,000.00".

The following resolution was offered by Council Member Allen who moved its adoption, and the motion was seconded by Council Member Shrum

**WHEREAS**, the City of St. Louis (the "City") and/or the St. Louis Downtown Development Authority (the "Authority") have the opportunity to acquire premises within the City's downtown development district commonly known as 111 North Mill Street, and

**WHEREAS**, such purchase will permit the renovation and rehabilitation of such property, and

**WHEREAS**, such purchase will enhance the downtown development district and add to the City's tax base, and

**WHEREAS**, the purchase and improvement of such property is among the purposes recited in the Authority's Tax Increment Financing and Development Plans, provided, however, that the Authority acquires the property from the City,

**NOW THEREFORE BE IT RESOLVED:**

1. That the City of St. Louis enter into a purchase agreement to purchase the property commonly described as 111 North Mill Street from its present owner, Judith Most, for a purchase price not to exceed \$73,000.00, to be paid in cash at closing.
2. That Robert McConkie, City Manager, is authorized to execute a purchase agreement on behalf of the city.
3. That upon acquiring the property, the City enter into a purchase agreement whereby it agrees to sell the property to the Authority for the like sum of \$73,000.00, and that Robert McConkie is authorized to execute such purchase agreement on behalf of the City.

4. That the City Council authorizes the Authority, pursuant to MCL 125.1663a, and pursuant to the Tax Increment Financing Plan, to execute its promissory note, mortgage, and assignment of tax increment financing revenues in favor of City of St. Louis Electric Fund in the amount of \$80,000.00, in order to finance the purchase (including all ancillary expenses related to the purchase) and initial renovation of the property
5. That all conveyances of real property shall be executed by the Mayor and Clerk of the City,
6. That the City Manager is authorized to negotiate all relevant details of the transactions contemplated by this resolution, subject to the purchase and borrowing amount restrictions set forth herein.

Yeas: Allen, Shrum, Kubin, Church

Nays: None

RESOLUTION DECLARED ADOPTED this 2<sup>ND</sup> day of December, 2008.

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

**Police Chief's Report.**

Police Chief Herblet introduced Kristi Forshee who became a full time police officer recently to fill the position that has been vacant since the resignation of Rodney Schooley last summer.

Police Chief Herblet complimented the Saint Louis High School Student Council on the great job they did on meet the Candidate Night. He stated that he was very impressed with the student's involvement and organization of the event.

Police Chief Herblet stated that two girls from the Saint Louis High School Volleyball Team Sheila Saurman was named All State and Tiffany Gruff was named Alternate All State.

**Student Delegate Report.** None

**City Council Comments.**

City Manger McConkie stated that the first meeting of the County Wide Planning Session was held at the Alma Middle School last night and about 50 people attended the meeting. On Monday night December 8, 2008 there is another planning meeting scheduled at the Breckenridge High School.

Council Member Allen wanted to know if the BS&A Property Tax Computer Software Internet Program could be incorporated into the county wide planning.

City Manager McConkie stated that the software could be done county wide but there would be a cost involved for the service.

Council Member Allen stated that the County Wide Planning Session was a very good session last night.

Council Member Allen stated that the new docks are still in the river and thought it was decided last year to take them out for the winter because of the hazard of children riding their bikes on them and then onto the ice.

Utility Director Giles stated that he would talk to DPW Supt. Abbott about taking the docks out of the river.

Council Member Shrum wanted to know what could be done about the semi trucks that are parked behind the Mill Street Furniture Store all of the time.

City Manager McConkie stated that the City Attorney is in the process of preparing an ordinance on the matter.

Council Member Church stated that the leaves on E. Saginaw Street have not been picked up and they are now covered with snow. He wanted to know if the leaves are going to be left there all winter.

Utility Director Giles stated that the city crew could pick up the leaves with the loader.

Mayor Kubin stated that Employee Appreciation Committee hopes to hold the dinner next year at the River Rock Restaurant. The dinner will likely be scheduled during a week night and then go to the Theater across the street for the program.

Moved by Shrum, supported by Allen, to approve to adjourn the meeting at 8:03 p.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk

# CITY COUNCIL PROCEEDINGS

St. Louis, Michigan  
December 16, 2008

The Regular Meeting of the Saint Louis City Council was called to order by Mayor George T. Kubin, on Tuesday, December 16, 2008, 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  
Student Delegate: Clinton Mikek

Others in Attendance:

Patrick Herblet			Police Chief
Kurt Giles			Utilities Director
Greg Nelson			Morning Sun
Katherine Goettling			City Assessor
Phil Hansen			DDA Director
Joan Benson	101	S.	Clinton Street
Joan Mulder	317	W.	Washington
Nancy Hodges	9998	N.	State Road

Council Church Member 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 December 2, 2008. All ayes carried the motion.

## Claims & Accounts.

City Council discussed the Claims & Accounts.

Moved by Church, supported by Shrum, to approve the Claims & Accounts, in the amount of \$230,293.51. All ayes carried the motion.

## Monthly Reports.

City Council discussed the November 2008 Monthly Reports.

Moved by Shrum, supported by Kelly, to receive and place on file the November 2008 Monthly Reports. All ayes carried the motion.

## **Public Hearing – Ordinance B-206 Oak Grove Cemetery Operation.**

Mayor Kubin opened the public hearing at 7:37 a.m. for discussion on Ordinance B-206 to Provide for the Efficient Management and Operation of the Oak Grove Cemetery and Burials in the City of Saint Louis to Protect the Health, Safety and Welfare of its Residents.

City Manager McConkie stated that basically under the current ordinance there is a separate board that appoints their own cemetery sexton and oversees the cemetery. The new ordinance makes the cemetery run like any other department of the city. The City Council would be the Trustees of the Cemetery and the City Manager would appoint the sexton. He is hoping that by enacting this ordinance operation of the cemetery would run smoother instead of the difficulties that have been happening over the last few years.

Mayor Kubin stated that the new ordinance allows a committee to make recommendations to the City Council for improvements, needs of the cemetery and rates and fees.

City Manager McConkie stated that he would be able to give direction to the sexton for operation of the cemetery.

Council Member Church stated that the committee of the cemetery would work like other boards of the city and make recommendations to the City Council on cemetery needs.

Council Member Shrum stated that the City Council usually takes action on the recommendations of the boards.

Mayor Kubin stated that it is the City Council's intent to have the present board members continue on as committee members.

City Manager McConkie stated that the current board members were invited to stay on the committee at their December meeting but no board members indicated that they wanted to be on the new committee.

Joan Mulder stated that she read the current ordinance for the cemetery and then read the proposed ordinance and some of the language was taken from the current rules and regulations and incorporated into the new ordinance. The language in the current rules and regulations is better than what was put in the new ordinance and hope that the council does not regret adopting the ordinance with the language as written.

City Manager McConkie stated that the cemetery board is currently working to amend the rules and regulations and they are intending to meet in January to complete the process. After the rules have been amended he would forward them to the City Attorney for review to make sure that they coordinate with the ordinance.

Joan Mulder stated that in Section One of the new ordinance the language definition of residents should be compared with the definition of a resident in the current rules and regulations. The wording in the new ordinance is not specific enough and in the rules and regulations it gives better details as to who is defined as a resident. The rules state "Residency is defined as renting, owning, and occupying or residing within the corporate boundaries of the City of St. Louis for a minimum of one year, or six months in a nursing home. Exception to this applies for residents who have left to reside in a health care facility or nursing home, or

who are members of the Armed Forces of the United States. There is no time limit on length of health care or service imposed absence”.

Mayor Kubin stated that there is a difference in the way a resident is described between the new ordinance and the rules and regulations.

City Manager McConkie stated that there is no time limit in the proposed ordinance if they have a fixed and permanent home in the city they are a resident.

Council Member Allen asked if the ordinance allows for changes to the language once it is approved.

City Manager McConkie stated that the ordinance can be amended at a later date if there is a need.

Mayor Kubin stated that he would rather review the rules and regulations first and make any necessary changes now if there needs to be any instead of waiting until later.

Joan Mulder stated that if the City Council has not read the rules that they should read them first before the City Council approves the ordinance.

Mayor Kubin thanked Joan Mulder for coming to the meeting.

City Manager McConkie stated that the City Attorney read the rules and regulations and recommended that some of the rules become part of the ordinance such as the hours of operation at the cemetery for enforcement reasons. Also, the City Council could delay taking action on the ordinance until the next meeting to give them more time to review the rules and regulations.

City Manager McConkie stated that there is an Appendix attached to the ordinance. Appendix One is for the adopted Schedule of Charges for Lots and Services and the Foundation Fees. The foundation fees were recommended to the City Council last May by the Cemetery Board of Trustees.

Mayor Kubin closed the public hearing at 7:57 a.m.

Moved by Church, supported by Shrum, to approve to table action on Ordinance B-206 to Provide for the Efficient Management and Operation of the Oak Grove Cemetery and Burials in the City of Saint Louis to Protect the Health, Safety and Welfare of its Residents until the next City Council Meeting. All ayes carried the motion.

**Public Comments.** None

**Communications.**

City Manager McConkie requested that the City Council place on file the communications regarding information on next City Council Meeting Packets and Update from MPPA.

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

**New Business.**

**Approve Resolution 2008-27 ICMA 401(a) Qualified Retirement Plans.**

City Manager McConkie requested that the City Council adopt Resolution 2008-27 for a Legislative Body to a 401 (a) Qualified Retirement Plan.

The following preamble and resolution was offered by Member Allen, and supported by Member Shrum:

**WHEREAS**, the City of St. Louis has employees rendering valuable services; and

**WHEREAS**, the City of St. Louis maintains a retirement plan administered by the ICMA Retirement Corporation which is qualified under section 401(a) of the Internal Revenue Code (the “Plan”), and which provides retirement benefits for eligible employees;

**WHEREAS**, the City of St. Louis has previously authorized the Plan to “pick-up” and treat employee contributions for Federal income tax purposes as contributions made to the Plan by the employer; and

**WHEREAS**, Internal Revenue Service Revenue Ruling 2006-43 (1) requires that the Employer take contemporaneous action evidencing an intent to establish a proper “pick-up” under section 414(h) (2) of the Internal Revenue Code, and (2) provides transition relief for employing units which take formal action respecting future pick-ups in writing prior to January 1, 2009, and the City of St. Louis wishes to take such additional action to avoid doubt with respect to this issue; and

**WHEREAS**, this Resolution pertains to the City of St. Louis 401(a) qualified retirement plans 107450, 107354 and 107716:

**NOWTHEREFORE BE IT RESOLVED**, the City of St. Louis hereby agrees that Plan contributions, although designated as employee contributions, shall henceforth be treated as Employer contributions and shall be made by the City of St. Louis in lieu of contributions by the employee.

AYES: Allen, Shrum, Church, Kelly, Kubin

NAYS: None

RESOLUTION DECLARED ADOPTED.

**Approve Election Coordinating Committee Initial Report & Agreement.**

City Manager McConkie requested that the City Council approve the Election Coordinating Committee Initial Report and Agreement between the Gratiot County Clerk and the Clerks from the City of Saint Louis and Townships of Bethany, Emerson and Pine River in Gratiot County; Greendale and Jasper in Midland County; Coe in Isabella County and the Saint Louis Public School District.

Moved by Church, supported by Kelly, to approve the Election Coordinating Committee Initial Report and Agreement between the Gratiot County Clerk and the Clerks from the City of Saint Louis and Townships of

Bethany, Emerson and Pine River in Gratiot County; Greendale and Jasper in Midland County; Coe in Isabella County and the Saint Louis Public School District and authorize the City Clerk to execute the Agreement. All ayes carried the motion.

**Approve Payment to MDOT for Olive Street Project.**

City Manager McConkie requested that the City Council approve payment to the Michigan Department of Transportation for the final Local Share of the Olive Street Project in the amount of \$21,763.28.

Moved by Shrum, supported by Church, to approve payment to the Michigan Department of Transportation for the final Local Share of the Olive Street Project in the amount of \$21,763.28. All ayes carried the motion.

**Approve Payment to MDEQ for NPDES.**

City Manager McConkie requested that the City Council approve payment to the Michigan Department of Environmental Quality for the Wastewater Treatment Plant Annual Permit Fee in the amount of \$5,500.00.

Moved by Shrum, supported by Allen, to approve payment to the Michigan Department of Environmental Quality for the Wastewater Treatment Plant Annual Permit Fee in the amount of \$5,500.00. All ayes carried the motion.

**Approve Engineering Proposal – Maple Street Design.**

City Manager McConkie requested that the City Council approve the Engineering Proposal from Spicer Group for Maple Street Reconstruction and Infrastructure Replacement in the amount of \$34,000.00.

Moved by Church, supported by Kelly, to approve the Engineering Proposal from Spicer Group for Maple Street Reconstruction and Infrastructure Replacement in the amount of \$34,000.00. All ayes carried the motion.

**Approve the Airport Authority Agreement.**

City Manager McConkie requested that the City Council approve the Agreement to Establish the Gratiot Community Airport Authority. The City Attorney reviewed the language of the agreement and recommended some changes. The agreement is between the City of Saint Louis, County of Gratiot, City of Alma, City of Ithaca, Township of Pine River and the Township of Arcada. The City of Saint Louis would be obligated to contribute \$2,000.00 a year to support the authority which is a fixed amount and would not change from year to year.

City Manager McConkie stated that the City Council could adopt the agreement in principal and authorize the Mayor and City Clerk to sign the agreement when the changes have been made to the language or wait until next meeting to approve it when the final language is incorporated in the agreement.

Council Member Allen wanted to know if the other entities have reviewed the language changes to the agreement.

City Manager McConkie answered yes, and there is a meeting today at 9:00 a.m. to discuss the modifications.

Council Member Allen wanted to know if the fixed amount that the city would be paying was going to be left in agreement or was the language going to be changed to a percent.

City Manager McConkie stated that the fixed amount was going to be left in the language like the City Council requested.

Moved by Kelly, supported by Shrum, to approve the Gratiot Community Airport Agreement subject to language changes recommended by the City Attorney and authorize the Mayor and City Clerk to execute the Agreement on behalf of the City of Saint Louis. All ayes carried the motion.

### **Approve Authorization for Alma's Water System Evaluation and to Share Costs.**

City Manager McConkie stated that the City Council was provided copies of the proposals from the two firms interested in evaluating the assets of City of Alma's Water System. The evaluation would establish the City of Saint Louis' buy in the cost to the City of Alma's water system. The recommendations of Alma and St. Louis are to award the evaluation to Gannett Fleming at the cost not to exceed \$25,000.00. Only two companies responded to the request proposals out of the five that were solicited.

City Manager McConkie requested that the City Council approve the Interlocal Agreement between the City of Alma and City of Saint Louis regarding sharing the cost for the professional appraisal for the Firm of Gannett Fleming of Alma's Water System in the amount not to exceed \$25,000.00.

Moved by Shrum, supported by Church, to approve the Interlocal Agreement between the City of Alma and the City of Saint Louis regarding sharing the cost for the professional appraisal for the Firm of Gannett Fleming of Alma's Water System and authorize the Mayor and City Clerk 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 stated that she is going to be off work for three to four weeks because she is having surgery next Tuesday.

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

Police Chief Herblet wished everybody Happy Holidays.

DDA Director Hansen stated that he received very good comments on the excellent job the Saint Louis Police Department did directing traffic for the Christmas Parade.

### **Student Delegate Report.**

Student Delegate Mikek stated that the St. Louis High School Students are doing sampling on the Pine River with Alma College.

**City Council Comments.**

Council Member Allen inquired if the sanitary sewers were televised on Maple Street for the proposed Reconstruction/Infrastructure Replacements Project.

Utility Director Giles answered yes, that the sanitary sewer was televised and the project is a complete replacement of water, sewer and sanitary sewer for the street.

Council Member Allen stated that in the Parks & Recreation meeting minutes a recommendation was made to have the City Council adopt a fee schedule for any person requesting that picnic tables be moved, porta-johns be moved, trash cans moved and for a dumpster for non-city events and wanted to know if that was discussed at a council meeting yet.

City Manager McConkie stated that a fee schedule has not been brought to the City Council for approval yet.

Council Member Church stated that a big tree branch fell down during the high winds yesterday and he contacted the electric department and they came down within 10 minutes to take care of it. He commended the electric department on their quick response.

Mayor Kubin wanted to know if accommodations have been made for the City Council to attend the MML Conference March 3<sup>rd</sup> and 4<sup>th</sup>.

City Manager McConkie stated that he found out that the city has to send in their registrations for the conference first before the city can make hotel registrations.

Mayor Kubin suggested that the City Council consider having electronic agendas since the cost to purchase laptop computers are reasonable.

Moved by Church, supported by Shrum, to approve to adjourn the meeting at 8:39 a.m. All ayes carried the motion.

Nancy L. Roehrs  
City Clerk