

CITY COUNCIL PROCEEDINGS

St. Louis, Michigan
November 15, 2022

The regular meeting of the Saint Louis City Council was called to order by Mayor Thomas L. Reed on Tuesday, November 15, 2022 at 6:00 p.m. in the City Hall Council Chambers.

Council Members Present: Mayor Thomas L. Reed, Roger L. Collison, George T. Kubin,
William R. Leonard, Elizabeth A. Upton

Council Members Absent: None

City Manager: Kurt Giles
City Clerk: Mari Anne Ryder
Police Chief: Richard Ramereiz, Jr.

Others in Attendance:

Keith Risdon – Public Services Director, Ralph Echtenaw – St. Louis Sentinel

Member Leonard led the Pledge of Allegiance.

Public Hearing – Ordinance Amendment.

Mayor Reed opened the Public Hearing for Ordinance Amendment B-241 at 6:00 p.m.

Mayor Reed asked for public comments.

Manager Giles stated the Ordinance was discussed at the Planning Commission meeting and members had no objection.

Mayor Reed closed the Public Hearing at 6:01 p.m.

Consider Adoption of Ordinance B-241.

Section 1. Division 5 of the Ordinance of the City of St. Louis, including sections 2-14 through 2-19, inclusive, are hereby amended to read as follows:

Division 5. Planning Commission

Section 2-14, Created. There is hereby established with provision for appointment of its members, a City Planning Commission.

Section 2-15, Composition; Qualification and Appointment of Members. The Planning Commission shall consist of the Mayor and one of the administrative officials of the City who

shall be selected by the Mayor, both of whom shall serve as members ex-officio of such City Planning Commission. Seven additional citizens and tax payers of the City shall be appointed by the City Council. The City Council, in appointing the seven additional members, shall cause, insofar as it possible, representation of different professions or occupations. All appointments of the members of the Planning Commission, except the ex-officio members, shall be subject to the approval by a majority vote of the members of the City Council.

Section 2-16, Compensation; Holding other City Offices. All members of the Planning Commissions shall serve as such without compensation and none of the members, except the ex-officio members, shall at any time, during his membership, hold any other municipal office.

Section 2-17, Terms of Members. The terms of the ex-officio members of the Planning Commission shall correspond to their respective official tenures; except that the term of the administrative official selected by the Mayor shall terminate with the term of the Mayor selecting him. The term of each member, except the ex-officio members, shall be three years or until his successor takes office, except that the terms of two of the members first appointed shall be for one year and two years respectively.

Section 2-18, Removal of Members; Filling Vacancies. Members of the Planning Commission may, after public hearing, be removed by the City Manager for inefficiency, neglect of duty, or malfeasance in office. Vacancies occurring otherwise than through the expiration of term shall be filled for the unexpired term by the City Manager in the case of members selected or appointed by him. All appointments for vacancies made by the City Manager shall be subject to the approval of the City Council.

Section 2-19, Powers and Duties. The powers and duties of the Planning Commission shall be as provided by Act 285 of the Public Acts of 1931 as amended, to effect as if the powers and duties of the City Planning Commission, as declared and provided by said Act, had been at length set forth and declared therein.

Section 2-20 through 2-25. Reserved.

Section 2. Separability.

If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Ordinances Repealed.

All Ordinances and/or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 4. Effective Date.

This Ordinance shall take effect and be in force 30 days from and after its enactment as provided by the City Charter.

Roll call vote:

Ayes: Kubin, Leonard, Collison, Upton, Reed

Nays:

Ordinance B-241 is hereby adopted.

City Council Minutes.

Moved by Collison, supported by Upton, to approve the minutes of the Regular Meeting held on November 1, 2022. All ayes carried the motion.

Claims & Accounts.

City Council discussed the Claims & Accounts.

Moved by Kubin, supported by Leonard, to approve the Claims & Accounts in the amount of \$864,084.50. All ayes carried the motion.

Monthly Reports.

City Council Members discussed the Monthly Reports.

Moved by Upton, supported by Collison, to receive and place the Monthly Reports on file. All ayes carried the motion.

Audience Recognition.

There were no comments.

Consent Agenda.

Mayor Reed requested approval/receipt of Consent Agenda items “a” through “f” as shown below:

- a. Payment to Spicer for Professional Services – Orchard Hills Well Water Disconnect.
- b. Payment to Rite-Way Asphalt for Watson/North Street Paving.
- c. Payment to Rite-Way Asphalt for Paving City Parking Lot – 200 Block West Saginaw Street.
- d. Payment to Fishbeck for Professional Services Existing Well Abandonment.
- e. Payment to Isabella Corp. – Well 12 Well House and Raw Water Main.
- f. Payment to MECA – Annual Dues.

Moved by Kubin, supported by Leonard, to approve Consent Agenda items “a” through “f.” All ayes carried the motion.

New Business.

Work Directive Change No. 1 – Main Street Bridge Design.

Manager Giles requested members approve the Work Directive Change No. 1 from Spicer Group for Main Street Bridge Design in an additional amount of \$11,500.00.

Discussion was held.

Moved by Kubin, supported by Leonard, to approve the Work Directive Change No. 1 from Spicer Group for Main Street Bridge Design in an additional amount of \$11,500.00. All ayes carried the motion.

Set Public Hearing to Consider the Establishment of an OPRA District.

Manager Giles requested members set a Public Hearing on December 6, 2022 at 6:00 PM to consider the establishment of an OPRA District at 201 N. Mill Street for Gemini Capital Management.

Moved by Kubin, supported by Collison, to set a Public Hearing on December 6, 2022 at 6:00 PM to consider the establishment of an OPRA District at 201 N. Mill Street. All ayes carried the motion.

Power Purchase Commitment Authorization.

Manager Giles requested members Authorize the Power Purchase Commitment through MPPA in the amounts shown in exhibit A of the Authorization.

Discussion was held.

Moved by Upton, supported by Leonard, to authorize the Power Purchase Commitment through MPPA. All ayes carried the motion.

Resolution 2022-19 – Designate a Member Authorized Representative (MAR) for MPPA.

Manager Giles requested members adopt Resolution 2022-19 which authorizes the Public Services and Director and himself to approve and execute PPCs with MPPA so long as the PPCs are within the term and quantity parameters of MPPA’s Power Supply Risk Management Policy.

Discussion was held.

The following preamble and resolution were offered by Member Kubin, and supported by Member Upton.

WHEREAS, on March 11, 2009, the Michigan Public Power Agency (“MPPA”) Board of Commissioners, by action in open meeting, created the Energy Services Project (“Project”); and

WHEREAS, a Member joining the Project must execute an Energy Services Agreement (“ESA”); and

WHEREAS, Section 2 of the ESA requires the Member’s Governing Body to designate a Member Authorized Representative (“MAR”); and

WHEREAS, the MAR is delegated the responsibility of binding the Member into Power Purchase Commitments (“PPC”) with MPPA; and

WHEREAS, the Michigan Public Power Agency has requested Members develop a method for streamlining approvals for power and energy transactions within the Energy Services Project; and

WHEREAS, The City of St. Louis wishes to continue receiving the benefits provided by the Energy Services Project including economies of scale and favorable procurement conditions provided by collaboration with the larger group of Members; and

WHEREAS, The City of St. Louis wishes to provide MPPA the ability to most efficiently procure power and energy products on the City’s behalf

NOW, THEREFORE, BE IT RESOLVED BY THE ST. LOUIS CITY COUNCIL, AS FOLLOWS:

1. City Manager, Kurt Giles is designated as the Member Authorized Representative (“MAR”) for transactions involving the City of St. Louis within Energy Services Project.
2. The St. Louis City Council hereby delegates authority to a combination of two individuals within the City for approval of PPC’s so long as the PPC’s are within the term and quantity parameters of MPPA’s Power Supply Risk Management Policy.
3. The two individuals identified in Item 2 above shall be the Public Services Director and the City Manager. In the absence of either the Public Services Director or the City Manager, the Mayor (or Mayor pro tem) may serve as the second authorizing individual.
4. Following each authorization, Staff will provide a copy of the executed Letter of Authorization to City Council Members in their next Council meeting packet.

Ayes: Kubin, Upton, Collison, Leonard, Reed

Nays: None

Resolution Declared Adopted this 15th day of November, 2022 with the addition of item 4.

Discuss Electric cost of Service Study from UFS.

Manager Giles requested members approve the Proposal from UFS for an updated Electric Rate Study. Michigan Public Power Agency recommends the updated every three to five years. The 2017 cost of the study was \$25,450.00. The cost for 2022 is \$26,930.00.

Discussion was held.

Moved by Upton, supported by Kubin to approve the Proposal from UFS for an updated Electric Rate Study in the amount of \$26,930.00. All ayes carried the motion.

City Manager Report.

Manager Giles stated that members of the Parks and Recreation Commission are recommending Randall Mead to appoint to Parks Commission to fill the vacancy left by Amanda Kelly. This item will be on the next Council Agenda.

City Clerk Report.

Nothing to report.

Police Chief Report.

Nothing to report.

Council Comments.

Member Collison stated he commends the City Clerk and Election workers for their work holding elections. Stating that he is sure there is a lot of work involved and it has not been chaotic anytime he has been there. He appreciates their effort.

Member Collison also commented on a news article he had seen on the re-use of the former Velsicol site.

Mayor Reed asked the status of the salt barn. Manager Giles stated the upper part of the salt barn is scheduled to be removed in a couple of weeks and salt piles will be tarped. We are still looking into other options.

Mayor Reed also asked about the status of the wells in Orchard Hills. Manager Giles stated EPA has sent letters informing the residents involved that they will not be able to keep their wells operable.

Public Comments.

There were no comments.

Adjournment.

Moved by Leonard, supported by Upton, to adjourn at 7:00 p.m. All ayes carried the motion.

Mari Anne Ryder, City Clerk