

**MINUTES
ST. CLAIR SHORES CITY COUNCIL MEETING
MARCH 1, 2021**

Regular Meeting of the City Council, held in the Council Chambers, located at 27600 Jefferson Avenue., St. Clair Shores, Michigan.

Present: Mayor Kip C. Walby, Council Members Peter Accica, Ron Frederick, David Rubello, Candice Rusie and Chris Vitale

Absent and
Excused: Council Member John Caron

Also Present: City Manager Matthew Coppler, Assistant City Manager William Gambill, City Clerk Mary Kotowski, Directors Henry Bowman, Chris Rayes, Chief James Piper, Chief Todd Woodcox and City Attorney Robert Ihrle

1. CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE

Mayor Walby called the meeting to order at 7:00 p.m. Ms. Kotowski, City Clerk, called the roll, and a quorum was present. Ms. Kotowski noted Mr. Caron asked to be excused. The Pledge of Allegiance was recited.

Moved by Council Member Frederick, and supported by Council Member Rusie to excuse Council Member Caron.

Ayes: All – 6
Absent: Caron

2. PRESENTATIONS BY COUNTY COMMISSIONER ZINNER TO POLICE OFFICERS

Barbara Zinner, County Commissioner, presented proclamations from the Macomb County Board of Commissioners to the following police officers for their heroic actions in January when they saved a man and a woman from an apartment fire: Officer Thomas Price, Officer Jonathan Mamrot, Officer Glen Hartman, Officer James Johnson and Sgt. Matthew Steppey.

Deputy Chief Crandall thanked Commissioner Zinner on behalf of the Police Department.

Mayor Walby spoke about the COVID-19 vaccination clinic held at the Senior Center this past weekend. It was organized in only three days, and it ran very well. He thanked everyone that helped with this huge undertaking noting special thanks to Walgreens, McLaren Health Care, and City staff from the Senior Center, Fire Department, Police Department, Parks and Recreation, Department of Public Works and Civic Arena.

3. AUDIENCE PARTICIPATION ON AGENDA ITEMS (2 MINUTE TIME LIMIT) - None

4. REQUEST FOR ADOPTION OF A RESOLUTION AUTHORIZING THE 2021 CAPITAL IMPROVEMENT BONDS
- This will be placed on the next agenda

5. BIDS/CONTRACTS/PURCHASE ORDERS

a. Request to approve bid for purchase of Fire Department Ambulance (bids opened 2/9/2021)

Background: Staff recommended that the Mayor and City Council approve the purchase of 2021 4X4 Ford XLT ambulance from Kodiak Emergency Vehicles in the amount of \$313,658 (which includes a \$10,000 trade-in) to be paid from the Fire Department Capital Outlay budget line item 101-340-980.001 and a \$3,800 discount for pre-payment.

The Fire Department is following the emergency vehicle replacement schedule and will be moving the oldest frontline vehicle to back-up status when replaced by this new vehicle. The oldest reserve ambulance is a 2009 International with 141,258 miles. This vehicle will be traded in to offset some of the purchase price of the new ambulance. The oldest frontline truck is a 2016 Ford with 115,253 miles and will be rotated to reserve status. The new truck will come outfitted with a power cot, power loader and defibrillator.

The bid was placed on MITN/BIDNET for four weeks. There were 193 vendors that matched one or more parts of the RFP. Fourteen vendors downloaded the documents, and we received four bids.

The Ambulance Committee researched, viewed and tested many of the available ambulances on the market, as well as reached out directly to multiple vendors to look for the bid. After a lengthy research process the committee recommended the Braun line of ambulances sold by Kodiak with specifications that match and/or exceed our current fleet.

Item 5 (Cont'd):

General -T Ambulance by Medix was lower but was not chosen for failure to adhere to layout specifications. Their bid resulted in several compartments being smaller than specified as well as a loss of compartments. Additional concerns were reduced warranties in paint and electrical and the fact that this bidder has only been building this ambulance for two years.

To utilize the \$3,800 prepay discount, Kodiak will send an invoice upon completion of the pre-construction meetings. The Kodiak dealer has stated this will not take place until we have confirmed all the details and the Fire Department is satisfied with the desired finished product drawings. They will then begin their process and send us an invoice for 100% payment of the vehicle that is to be completed.

Ms. Rusie asked if the specifications can be more general in the future when an ambulance is put out for bid so it will not require as many exceptions.

Chief Piper said the industry prefers the specifics so they know what they are working with. We can be more generic, however, there are inherent issues with that process. He explained that the significant difference in price during the bid process was because he read one vehicle that included everything when the others were just a baseline amount. This was corrected before submission for the Council packet. The trade in value of \$10,000 for the old vehicle is very generous. We sold our last one for \$3,200.

Mr. Coppler mentioned that the Fire Department will be requesting to purchase another ambulance next year, and the supplier has offered to use this same bid amount if we commit to them for that purchase as well.

Mayor Walby asked that this information be submitted in writing to Council for their consideration.

Mr. Vitale asked that the engine running hours be included in the future when an ambulance is being replaced. He would also like to be provided with that information for the current vehicle being replaced.

Moved by Council Member Accica, and supported by Council Member Frederick to approve the recommendation of the City Manager to purchase a 2021 ambulance from Kodiak Emergency Vehicles from the Fire Department Capital outlay budget in the amount of \$313,658.

Ayes: All – 6
Absent: Caron

b. Request to approve the purchase of a New Pirate Ship Themed Playscape at Lac Sainte Clair Park

Background: It was recommended that City Council authorize the City Manager to approve the purchase of a New Pirate Ship Themed Playscape at Lac St Claire Park from Midstates Recreation, 1279 Hazelton-Etna Road SW, Pataskala, OH 43062 for \$84,774.00. We will receive a discount of \$17,348.00 for NPP Customer Discount Pricing.

The New Pirate Ship Themed Playscape at Lac Sainte Clair Park will be purchased out of account 101-705-930 using Foreclosure Funds.

Mr. Bowman noted that any old playground equipment will be removed and disposed of. It cannot be used anywhere else.

Moved by Council Member Rusie, and supported by Council Member Frederick to approve the purchase of a New Pirate Ship Themed Playscape for Lac St Claire Park from Midstates Recreation, 1279 Hazelton-Etna Road SW, Pataskala, OH 43062 for \$84,774.00 (this total includes the NPP Customer Discount of \$17,348.00).

Ayes: All – 6
Absent: Caron

c. Request to approve the purchase of a New Hockey Themed Playscape at Civic Arena

Background: It was recommended that City Council authorize the City Manager to approve the purchase of a New Hockey Themed Playscape at Civic Arena from Midstates Recreation, 1279 Hazelton-Etna Road SW, Pataskala, OH 43062 for \$82,180.00. We will receive a discount of \$10,258.00 for NPP Customer Discount Pricing.

The New Hockey Themed Playscape at Civic Arena will be purchased out of account 101-705-930 using Foreclosure Funds.

Item 5 (Cont'd):

Ms. Rusie pointed out that we have been able to update the playground equipment that we currently have as well as create this new playground area.

Moved by Council Member Rubello, and supported by Council Member Frederick to approve the purchase of a New Hockey Themed Playscape for Civic Arena from Midstates Recreation, 1279 Hazelton-Etna Road SW, Pataskala, OH 43062 for \$82,180.00 (this total includes the NPP Customer Discount of \$10,258.00).

Ayes: All – 6
Absent: Caron

d. Request to approve the purchase of a New Zoo Themed Playscape at Frederick Park

Background: It was recommended that City Council authorize the City Manager to approve the purchase of a New Zoo Themed Playscape at Frederick Park from Game Time c/o Sinclair Recreation, P.O. Box, Holland, MI 49422 for \$75,000.00. We are receiving a discount of \$9,802.91 due to U.S. Communities bid from RFP #269-2017-0128.

The New Zoo Themed Playscape at Frederick Park will be purchased out of account 101-705-930 using Foreclosure Funds.

Moved by Council Member Rubello, and supported by Council Member Rusie to approve the purchase of a New Zoo Themed Playscape at Frederick Park from Game Time c/o Sinclair Recreation, P.O. Box, Holland, MI 49422 for \$75,000.00 (this total includes the discount of \$9,802.91).

Ayes: All – 6
Absent: Caron

e. Request for approval of Veterans Memorial Park Beach Stabilization Plan additional costs (from 2/16/2021 meeting)

Background: It was recommended that City Council authorize up to \$40,409 for Landscape Services Inc. to install 24 inch tall limestone erosion protection at Veterans Memorial Park Beach.

There has been significant erosion at the Veterans Memorial Park Beach since Lake St. Clair high water levels began in 2019. Last summer, concrete cloth was installed to protect against further erosion and the possible loss of the tree at the northeast corner of the park.

The City requested Environmental Consulting & Technology Inc. (ECT) propose a solution to help mitigate further beach erosion while also providing the flexibility to expand the beach if/when the water levels return to lower levels. This proposal provides a possible intervention that will help protect against further erosion.

A survey has been performed at the site to stake the EGLE Ordinary High Water Mark (OHWM) (575.3') and the ACOE OHWM (576.3) in the field to understand where it is relative to the current lake level. The proposed stone wall is currently away from the edge of the water. According to ECT, the OHWM does not come into play with the excavation for the base. The proposed base would be a 21AA aggregate wrapped in a heavy geotextile material with three 6" tall and 18" wide ledge rocks stacked on top of each other.

The City has a purchase order with Landscape Services Inc. (LSI) in the amount of \$30,000 for flood control labor and equipment rental (bids opened 4/28/20, approved by Council 5/18/20) that could be used to install this flood control measure. LSI contacted various suppliers to provide options including different size limestone and Redi-Rock.

Mr. Coppler said that the goal is to get back to where the beach was 20 years ago or further. This will allow us to address some of our water quality issues as well. Although it may take up to 10 years or more, this will be the least expensive option to get us where we want to be.

Mr. Vitale asked if we are considering pile driving.

Patrick Judd, Senior Manager, Environmental Consulting & Technology, Inc. (ECT), explained that the geotextile fabric and gravel beneath the barrier will prevent it from sinking. The wall will be monitored after major storms.

Item 5 (Cont'd):

Mr. Vitale asked administration to look at aerial photos of the Blossom Heath Beach from 20 years ago to see if the proposed solutions for the beach and water quality at Veterans Memorial Park Beach would work.

Mr. Judd said that this is a long term temporary solution, and these materials will be reusable once the process is complete. This is meant to stabilize and protect this area now while we research other alternatives and funding for a more permanent solution which will be much more expensive.

Mr. Gambill noted the wall will slope with the beach so people will be able to step down.

Mr. Frederick would like to know what the slope will actually be.

Moved by Council Member Frederick, and supported by Council Member Accica to authorize up to \$40,409 for Landscape Services Inc. to install 24 inch tall limestone erosion protection at Veterans Memorial Park Beach.

Ayes: All – 6
Absent: Caron

f. Request for approval of Blossom Heath Boat Ramp Expansion and Relocation (bids opened 2/16/2021)

Background: It was recommended that City Council award the Blossom Heath Ramp Expansion and Relocation bid to Anglin Civil LLC in the amount of \$513,513.79 and amend the Boating Capital Outlay Budget (708.980), in the amount \$256,757, to fund fifty percent of this improvement.

This proposed project relocates and expands the Blossom Heath boat launch and also includes the installation of a new seawall.

The City advertised on BidNet and bids were due on 2/16/2021. The City received six responses. The lowest qualified bid was Anglin Civil LLC in the amount of \$513,513.79.

TIFA agreed to fund fifty percent of this improvement at their October 15, 2021 meeting. A budget amendment is included in the resolution to fund the remaining fifty percent of the project.

Mr. Gambill said Anglin Civil did the Alexander seawall and ECT has also worked with them in the past. ECT is comfortable with this bid even though it was much lower than the next highest bidder. They do all of the work themselves and do not have to subcontract any of it.

Mayor Walby asked the City Attorney to expedite reviewing this contract so we can get the project started.

Mr. Gambill said we are trying to eliminate the pinch point and conflicts that arise from someone launching a boat at the same time someone is driving to the beach house. We have \$10,000 in contingency for unknowns.

Moved by Council Member Frederick, and supported by Council Member Accica to award the Blossom Heath Ramp Expansion and Relocation bid to Anglin Civil LLC in the amount of \$513,513.79 and amend the Boating Capital Outlay Budget (708.980), in the amount \$256,757 to fund fifty percent of this improvement.

Ayes: All – 6
Absent: Caron

g. Request Approval to Purchase Building Maintenance Van (bids opened 2/16/2021)

Background: It was recommended that City Council approve the purchase of a 2021 Ford Transit 350 XL Van with tow package in the amount of \$34,843 from Roy O'Brien Ford.

This proposed van purchase will replace the Building Maintenance staff's primary work vehicle, a 2006 Dodge Sprinter Van. The mileage on the vehicle is 86,575, and the van is currently out of service having the transmission repaired. The new van will be outfitted with the tool shelving from the current Sprinter Van.

Item 5 (Cont'd):

MiDeal pricing was obtained from Gorno Ford - \$35,415. Upon checking with other dealerships, it became apparent that this specialty van could possibly be obtained for less. Bids were solicited and opened 2/16/2021. The lowest qualified bid is Roy O'Brien Ford in the amount of \$34,843.

The Motor Pool's FY 20/21 Budget allocated \$36,000 for this purchase. The vehicle comes with a 3 year/36,000 mile bumper to bumper warranty and a 5 year/60,000 mile warranty on the powertrain. Delivery is expected 180 to 210 days after receipt of order.

Moved by Council Member Rubello, and supported by Council Member Vitale to authorize the purchase of a 2021 Ford Transit 350 XL Van with tow package in the amount of \$34,843 from Roy O'Brien Ford.

Ayes: All – 6
Absent: Caron

h. Request for ISP Switch Firewall Upgrade

Background: It was recommended to approve the statement of work from All Covered to purchase and configure a new Fortinet firewall for the City's MPLS network for a total project cost of \$21,452.40.

In January of this year, Mayor and Council approved the switch to Managed Way for the City's network MPLS. One of the benefits of this switch was the City would have more capacity on the network to handle the added traffic of the internet-based programs the City will be relying on in the future. To allow for the City to realize the full benefit of this larger capacity and higher speeds, All Covered (the City's vendor providing maintenance, management, and monitoring of network and servers) recommends the replacement of the City's main MPLS firewall. The proposed firewall, a Fortinet FortiGate 100F, will provide a throughput of 1 GBPS, which will prevent any bottlenecks occurring within the network, causing a work disruption of the City's operations. This firewall as specified by All Covered will cost \$5,972.40.

All Covered is providing a fixed fee of \$15,480 to configure and test the new MPLS service, install the firewall, set up all the necessary IDS/IPS, and set up the new web filtering system. Additionally, they will be connecting all remote City locations, handle the cut-over of the new firewall, as well as make sure all remote locations have proper access and functionality.

Mr. Coppler said this is necessary because we are getting more capacity and speed and our old firewall can only handle half of the speed. This will be the only physical upgrade we will need to handle the new MPLS.

Moved by Council Member Rubello, and supported by Council Member Accica to authorize All Covered purchase and configure a new Fortinet firewall for the City's MPLS network for a total project cost of \$21,452.40.

Ayes: All – 6
Absent: Caron

6. CONSENT AGENDA – All items listed on the consent agenda are considered to be routine and will be enacted by one motion and approved by a vote of City Council. There will be no separate discussion of the items unless the Mayor and or a Council Member so requests, in which event the item will be removed from the general order of business and considered under the last item of the Consent Agenda.

Moved by Council Member Frederick supported by Council Member Accica to approve the Consent Agenda items a – f as follows:

a. Bills

February 18, 2021	\$2,610,450.10
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Resolved to approve the release of checks in the amount of \$2,610,450.10 for services rendered, of the report that is 21 pages in length, and of the grand total amount of \$2,610,450.10, \$239,377.40 went to other taxing authorities.

b. Fees - None

c. Progress Payments - None

Item 6 (Cont'd):

d. Approval of Minutes

Resolved that the following Minutes be approved as presented:

Minutes

City Council
City Council Workshop

Meeting Date

February 16, 2021
February 6, 2021

e. Receive & File Boards, Commissions & Committee Minutes

Resolved that the following minutes be received and filed:

Minutes

Animal Ordinance Committee
Building/Property Maintenance Board
of Appeals
Dog Park Committee
Dog Park Committee
Dog Park Committee
Dog Park Committee
Dog Park Committee
Dog Park Committee
Dog Park Committee
Dog Park Committee
Fence Arbitration
General Employees Pension Board
Planning Commission
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
SCS Memorial Day Parade Committee
Senior Advisory Committee
Tax Increment Finance Authority (Amended)

Meeting Date

June 26, 2019
January 12, 2021

April 4, 2019
May 2, 2019
June 6, 2019
August 1, 2019
September 12, 2019
October 3, 2019
November 1, 2019
October 1, 2020
December 16, 2020
January 19, 2021
November 10, 2020
October 2, 2019
February 5, 2020
February 19, 2020
March 4, 2020
March 18, 2020
April 29, 2020
October 7, 2020
January 6, 2021
January 21, 2021
December 17, 2020

f. Recommendations from the Council Sub Committee on Boards, Commissions and Committees

Resolved that the following recommendations be approved as presented:

1. Accept with Regret the following Resignations:

<u>Name</u>	<u>Commission</u>
Michael Bodnar	Dog Park Committee
Sue Zanoni	Senior Advisory Committee

2. Recommendations to Mayor and Council to appoint the following:

<u>Name</u>	<u>Commission</u>	<u>Term-End Date</u>
Michele Hayden (from Alternate to Full)	Beautification Commission	10/05/2022

3. Recommendation to Mayor and Council to reappoint the following:

<u>Name</u>	<u>Commission</u>	<u>Term-End Date</u>
John McTaggart	Animal Care & Welfare Committee	12/31/2023
Albert Melfi	Board of Review	01/01/2023
Roger Reichenbach	Board of Review	01/01/2023
Steven Scavone	Board of Review	01/01/2023
Diana Rascano	Communications Commission	09/30/2023
Joseph Babula	Community Garden Committee	09/30/2023

Item 6 (Cont'd):

Joe Fresard	Cool City Committee	09/30/2023
Mariella Micu	Cool City Committee	09/30/2023
James Daniska	Cultural Committee	11/18/2023
William Gornycy	Dog Park Committee	12/31/2023
Harold Schwartzenberg	Golf Course Committee	09/30/2023
Mary (Kay) Van De Graaf	Historical Commission	12/31/2023
Matt Crippen	Parks & Recreation Commission	12/31/2022
Shawn Nicholson	Parks & Recreation Commission	12/31/2021
Kathryn Hanson	Planning Commission	12/31/2023
James William Kalich III	Planning Commission	12/31/2023
David Schelosky	Planning Commission	12/31/2023
Vincent Carr	SCS Memorial Day Parade Committee	12/31/2023
James Adzigian	Senior Advisory Committee	09/30/2023
Glenda Bobolts	Senior Advisory Committee	09/30/2023
Sharron Farrell	Senior Advisory Committee	09/30/2023
Janet Horan	Senior Advisory Committee	09/30/2023
Daniel Colling	TIFA/Brownfield Re-Dev. Authority	11/18/2024
Donna Flaherty	TIFA/Brownfield Re-Dev. Authority	11/18/2024
Anthony Rascano	TIFA/Brownfield Re-Dev. Authority	11/18/2024
Stan Simek	TIFA/Brownfield Re-Dev. Authority	11/18/2024
Heidi Hall McInnes	Waterfront Environmental Committee	09/30/2023
Kathy Nixon	Waterfront Environmental Committee	09/30/2023
Peter Stellas	Zoning Board of Appeals	12/31/2023

- g. **Request to Set a Public Hearing for March 15th for the Land and Water Conservation Grant Resolved to Set a Public Hearing for March 15, 2021 to receive comment for a Land and Water Grant Application to the Michigan Department of Natural Resources.**

Ayes: All – 6

Absent: Caron

7. UPDATES AND FOLLOW-UPS FROM COUNCIL MEETING

- **Rosemary Street/Potholes** – This will be addressed in the upcoming streets project.
- **Boards and Commissions Meetings/Recordings on Website** – We are having difficulty getting these on the website. Mr. Coppler will work with Communications to try and resolve these issues noting all meetings are returning to in person by 4/1/2021.
- **Emerald City/Drag Racing** – The Police Chief reported that they have officers keeping an eye on that area. The Deputy Chief has been in contact with residents regarding what to do if they see this happening again.
- **Snow at Veterans Memorial Park** – The snow has been addressed for walkers.
- **Electric Vehicle Fleet Cost Comparison** – Mr. Gambill is working on this request.
- **Kroger Lease/13 Mile and Harper** – Their lease expires in September 2021.
- **Disc Golf Park/Visibility** – Mr. Bowman is currently looking at options.

8. COMMENTS BY INDIVIDUAL COUNCIL MEMBERS

Council Member Frederick spoke about how well the vaccination clinic was run.

He announced that there are vacancies on many of the City's boards and commissions. He encouraged residents to apply for these openings. The application is available on the City's website at www.scsmi.net.

He made several Library announcements including that the Library is now back to regular hours. They will continue to offer appointments for curbside service.

Council Member Vitale asked administration to consider the opportunity to sell rights to a metal detector retrieval group for use during the timeframe when the canal at Blossom Heath Park is dewatered.

Item 8 (Cont'd):

Council Member Accica received a call from a resident on Violet street regarding a neighbor who is pumping water out of their yard which he believes is causing an issue. He will provide administration with the address so they can investigate.

Council Member Rubello announced a blanket drive at Lake Shore High School this week.

The deadline for students to apply for the \$500 Waterfront Environmental Committee Scholarship is April 26th.

He asked that Council members be notified when there are watermain breaks so that they can answer the many calls they receive from residents when that happens.

He noted that the Greater Mack sign on 12 Mile Road east of Greater Mack is very hard to read and needs to be redone.

He said the Disc Golf Park is open for use year-round.

He asked for a status on St. Mary's.

Mayor Walby said there is no update at this time for St. Mary's or Kroger.

Mr. Rubello spoke about St. Patty's Day in the Park which is to be held on March 13th.

Council Member Rusie suggested some type of celebration or ribbon cutting ceremony at each of the parks once they have their new playground equipment.

She asked Mr. Ihrie for an update on the ordinance amendment for tattoo parlors (microblading services).

Mr. Ihrie said he will be bringing something to Council in the next 30 days.

9. CITY MANAGER'S REPORT

Mr. Coppler said a request to hold the annual Budget Hearings on April 26th and 27th will be on the next agenda.

He announced that the City Clerk's Office will resume passport services on March 8th utilizing customer friendly appointments.

10. AUDIENCE PARTICIPATION (5 MINUTE TIME LIMIT) - None

11. MAYOR'S COMMENTS

Mayor Walby spoke again about how well the COVID-19 vaccination clinic went and asked for proclamations for Walgreens and McLaren Health Care.

He spoke about St. Patty's Day at the Park to be held Saturday, March 13th at the Blossom Heath Bath House from 12 p.m. to 9 p.m. There will be music, beer, vendors and food trucks. It will cost \$1 to park.

12. ADJOURNMENT

Moved by Council Member Frederick, supported by Council Member Rusie to adjourn at 9:03 p.m.

Ayes: All – 6

Absent: Caron

KIP C. WALBY, MAYOR

MARY A. KOTOWSKI, CITY CLERK

(THE PRECEDING MINUTES ARE A SYNOPSIS OF A CITY COUNCIL MEETING AND DO NOT REPRESENT A VERBATIM RECORD).