

**MINUTES
ST. CLAIR SHORES CITY COUNCIL MEETING
APRIL 17, 2023**

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

Present: Mayor Pro-Tem Chris Vitale, Council Members Peter Accica, John Caron, Ron Frederick, David Rubello, and Candice Rusie

Also Present: Assistant City Manager Michael Greene, Deputy City Clerk Amy Anikewich, Director Bryan Babcock, Director Henry Bowman, City Planner Liz Koto, City Engineer Chris Liebert, Fire Chief Piper, Police Chief Allen, City Attorney Robert Ihrie, Interim Director Renae Warnke, and Director Denise Pike

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

Mayor Pro-Tem Vitale called the meeting to order at 7:00 p.m. Ms. Anikewich, Deputy City Clerk, called the roll, and a quorum was present.

Motion by Council Member Caron seconded by Council Member Rusie to excuse Mayor Walby.

Ayes: All-6
Absent: Walby

2. PROCLAMATIONS & PRESENTATIONS

a. REFLECTIONS ON ICE APRIL 28-30, 2023

The 51st Annual Reflections on Ice show will be held April 28-30 featuring over 100 local skaters from the St. Clair Shores Figure Skating Club and Learn to Skate program.

Mayor Pro-Tem Vitale presented the following proclamation:

**PROCLAMATION
for the
51st ANNUAL "REFLECTIONS ON ICE" WEEKEND
April 28 – April 30, 2023**

***WHEREAS**, the Mayor and Council of the City of St. Clair Shores deem it fitting and proper to publicly recognize and commend organizations dedicated to serving the youth of St. Clair Shores; and*

***WHEREAS**, the **ST. CLAIR SHORES FIGURE SKATING CLUB'S "REFLECTIONS ON ICE"** show is being presented for the 51st consecutive year, featuring more than 100 local skaters ranging in age from three years old to adult from the **St. Clair Shores Figure Skating Club** and the **St. Clair Shores Learn to Skate Program**, under the direction of Claire LaDue; and*

***WHEREAS**, guests will enjoy this year's themed event entitled "Bedtime Stories on Ice" which will include the **St. Clair Shores Figure Skating Club's** adaptation of classic bedtime stories, performed by their accomplished skaters;*

***NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of St. Clair Shores do hereby proclaim April 28–April 30, 2023 as "**REFLECTIONS ON ICE" WEEKEND** and wish the **ST. CLAIR SHORES FIGURE SKATING CLUB** every success in this event and their year of skating.*

Presented this 17th day of April 2023.

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

4. MAPLE-BENJAMIN CANAL ASSOCIATION 2023 DREDGE, REVIEW AND CONFIRM THE ASSESSMENT ROLL, HEAR OBJECTIONS TO THE ROLL, AND ADOPT THE RESOLUTION CONFIRMING THE SPECIAL ASSESSMENT DISTRICT

Item 4 continued

a. Public Hearing

**Mayor Pro-Tem Vitale opened the Public Hearing at 7:05 p.m.
Mayor Pro-Tem Vitale closed the Public Hearing at 7:05 p.m.**

b. Adopt the resolution confirming the Special Assessment District for the Maple-Benjamin Canal Association 2023 Dredge

Background Brief: This project is totally funded by the residents, who will pay the entire cost to be divided/spread over 43 parcels. The final cost of said improvement has been calculated as \$114,030 (\$111,900 + \$2,130 City fee) which is assessed for Special Assessment District Maple-Benjamin Canal Association 2023 canal dredging. Each lot owner shall provide a payment of \$2,651.86 per parcel.

Previous Action: At the March 6, 2023, City Council Meeting the Resolution was approved to create the Special Assessment District for the Maple-Benjamin Canal Association 2023 Canal dredging, and the final Public Hearing was set for April 17, 2023, to review the assessment roll, hear objections to the roll and to confirm the special assessment roll.

Economic Impact: N/A

Recommendation: I recommend the approval of the request to adopt the Resolution confirming the Special Assessment District roll for the Maple-Benjamin Canal Association 2023 canal dredging.

Mr. Rubello asked if there is a quicker way to process permits for canals that have been recently dredged.

Mr. Lent said special assessments are usually requested by the associations and that process requires time-consuming steps that need to take place.

Ms. Pike said acquiring signatures is part of the special assessment process and is set by ordinance. The permitting is done through EGLE.

Mr. Rubello asked what length of time it takes to get permits through EGLE.

Ms. Pike said the City's permitting took about 60 days when we had to get permits to dredge Lac St. Clair. The City has no part in speeding up the permit process.

Ms. Rusie said we send notices to the residents who will be a part of special assessment districts via first-class mail, publish it in the newspaper, and post it at City Hall, Fire Stations, and the Police Station. Ms. Rusie suggested posting the notices in the Library, Civic Arena, and the Senior Center.

R-2023-10

Moved by Council Member Frederick, seconded by Council Member Caron to adopt the Resolution confirming the Special Assessment District roll for Maple-Benjamin Canal Association 2023 canal dredging.

Which reads as follows:

WHEREAS, THE MAPLE-BENJAMIN CANAL ASSOCIATION SPECIAL ASSESSMENT ROLL NO. Maple-Benjamin Canal Association 2023 Dredging has been prepared and reported by a petition signed by owners of two-thirds of the lots adjacent to and abutting on the canal or water-course of the Maple-Benjamin Canal to the City Council for the purpose of defraying the cost of the following improvement:

The Maple-Benjamin Canal Association 2023 Dredging Special Assessment District – legal description of boundaries of district:

To dredge 950 cubic yards of sediments from an area extending approximately 300 feet east of the canal mouth (bay) and 500 feet west of the canal mouth (canal).

The legal description of the Maple-Benjamin Canal Association 2023 dredging district boundaries are as follows:

Couchez's Lake St. Clair Subdivision (Liber 3, Page 3) Lots 11 thru 43
And

Item 4b continued

Assessors Plat No. 19 (Liber 15, Page 1) Lots 10 thru 16
And
West's Venetian Gardens Subdivision (Liber 12, Page 42) Lots 8 thru 37

AND WHEREAS, said Special Assessment Roll has been reviewed by the City Council at a public hearing after due and legal notice thereto given in accordance with the Charter.

AND WHEREAS, the City Council is satisfied with said special assessment roll as reported by the Assessor to it:

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said Special Assessment Roll No. **Maple-Benjamin Canal Association 2023 Dredging** (also commonly referred to as the Maple-Benjamin Canal Association 2023 Dredging SAD) in the sum of \$114,030.00 as reported by the Assessor be and the same is hereby confirmed.
2. The City has determined that the cost for said improvement shall be borne by special assessment district. The cost of the improvement has been calculated at \$114,030.00, all of which is assessed for Special Assessment District – **Maple-Benjamin Canal Association 2023 Dredging**. This project is totally funded by the residents, where residents agree to pay the entire cost to be divided/spread by parcel over the 43 parcels.
3. Said special assessment roll shall be divided into one (1) installment to be due on May 4, 2023. Each lot owner, as voted by the majority of lot owners of the **Maple-Benjamin Canal Association 2023 Dredging**, shall provide payment as identified by the Assessor's roll for each individual parcel. A copy of which shall be attached to this resolution and minutes of this meeting.

25.405 Deposit. *Sec. 5. The lot owners who petition for the improvement shall be required to deposit in the office of the City Clerk, 50% of the estimated cost of the improvement prior to the hearing on the rolls, as provided by Section 9.3 [10.243] of the City Charter.*

4. All unpaid installments of the special assessment roll shall bear interest payable annually at the rate of 5% per annum commencing with the due date of the first installment. Penalty Rate: The whole assessment against any lot or parcel of land may be paid to the City Treasurer at any time in full with interest and penalties accrued to the date of the payment of the next installment. If any installment of a special assessment is not paid when due, then the same shall be deemed to be delinquent and there shall be collected thereon, in addition to interest as above provided, a penalty at the rate of one-half of one percent for each month or fraction thereof that the same remains unpaid before being reported to the Council for reassessment upon the City tax roll.
5. The Homeowners Association shall provide the City Clerk in writing which Association Members are authorized to sign invoices for payment which shall be forwarded to the City Treasurer to authorize release of payments.
6. A copy of the Special Assessment Roll shall be affixed to the original minutes of this meeting.

I, Abrial J. Barrett, City Clerk of the City of St. Clair Shores do hereby certify that the foregoing is an excerpt from the minutes of a meeting of the St. Clair Shores City Council held on April 17, 2023, in accordance with the Open Meetings Act, Public Act No. 267 of 1976 as amended.

Ayes: All-6
Absent: Walby

5. PLANNING CASE PPC220002

- a. **23415 Jefferson, Request for Rezoning for 23415 Jefferson from O-1 Office to RM-1 Multiple Family Low Rise Residential, represented by Joe Paluzzi of MHB Companies**

Background Brief: The applicant is requesting to rezone the parcel from O-1 Office to RM-1 Multiple Family Low Rise Residential for additional attached condominiums matching the condominiums that were built to the west of this parcel. This parcel, in addition to the land where Heritage Condominiums have been built, were rezoned from RA-1 Single Family Residential to RM-1 Multiple Family Residential in 2019. In 2022, the petitioner rezoned the parcel from RM-1 to O-1 in hopes of attracting an office user to the site. After a year of marketing, the owner has not had success in selling the parcel, and he has decided a better use of the land would be to add to the existing condominiums that were built to the west.

Item 5a continued

Previous Action: The Planning Commission recommended approval of the rezoning from O-1 to RM-1 at the March 28, 2023, Planning Commission meeting.

Economic Impact: N/A

Recommendation: I recommend the rezoning of 23415 Jefferson Avenue, Planning Case PPC220002A, from O-1 Office to RM-1 Multiple Family Low Rise.

Mr. Paluzzi said he wants to rezone his building from office space back to residential zoning due to the lack of demand for office space since the pandemic.

Ms. Rusie asked if this is consistent with the master plan and zoning in that area.

Ms. Pike said it is consistent with the zoning in that area.

Ms. Rusie said the desire for office space has decreased since the pandemic, with more people working from home.

Mr. Rubello agreed that the need for office space has dramatically reduced. He said Mr. Paluzzi has done great work on his projects in the past and thinks this new project will be great as well.

Moved by Council Member Rubello, seconded by Council Member Rusie to approve the request for rezoning of 23415 Jefferson from O-1 Office to RM-1 Multiple Family Low Rise.

**O-2023-002
AMENDMENT TO THE CITY ZONING ORDINANCE 15.1000 REZONING**

The City of St. Clair Shores ordains that Chapter 48 Section Zoning Ordinance Section 15.1000 be amended by the addition of the following rezoning:

(197) Rezone 23415 Jefferson from O-1 Office to RM-1 Multiple Family Low Rise

Legal Description: A/P NO. 7 (L14, P36-38); PART OF LOT 68, DESC AS: BEG AT INTER WLY LINE OF JEFFERSON AVE AND NLY LINE OF LOT 68; TH S26°36'30 E 120.20 FT; TH N68°21'52 W 432.17 FT; TH N21°38'00 E 81.80 FT; TH S68°10'57 E 341.76 FT TO POB

Any ordinance(s) or parts of any ordinance(s) in conflict with any provisions of this ordinance are hereby repealed.

This Ordinance amendment shall become effective 7 days after publication and copies of this ordinance are available at the Office of the City Clerk, 27600 Jefferson Avenue, St. Clair Shores MI, 48081 during normal business hours 8:00 a.m. – 4:30 p.m. Monday through Friday and the city website at scsmi.net.

We hereby certify that the foregoing ordinance is a true copy of an ordinance as enacted by the City Council on the 17th day of April 2023, and that the necessary Charter provisions have been observed.

KIP C. WALBY, MAYOR

ABRIAL J. BARRETT, CITY CLERK

I, Abrial J. Barrett, City Clerk of the City of St. Clair Shores, hereby certify that the foregoing ordinance was published in the Macomb Daily newspaper on April 24, 2023 and by posting true copies of the same in each of the following places: Police Station, 27665 Jefferson Avenue, Fire Hall, 26700 Harper Avenue, and City Hall, 27600 Jefferson Avenue and shall become effective on May 1, 2023.

ABRIAL J. BARRETT, CITY CLERK

Ayes: All-6
Absent: Walby

b. 23415 Jefferson, Request for site plan approval for a two-building, 8-unit, two-story multi-family complex, represented by Joe Paluzzi of MHB Companies

Item 5b continued

Background Brief: The application is requesting Site Plan Approval for a new 2 building, 8-unit, two-story detached multi-family complex on the remaining parcel that was the site of the former Heritage Presbyterian Church. The site plan indicates the placement of two buildings on the parcel. The existing driveway is proposed to serve the buildings from Jefferson Avenue. Each building is proposed to contain 2 one-bedroom units and 2 two-bedroom units. Each unit has an attached two-car garage and a driveway long enough to accommodate another car. Each unit also has at least one full bathroom on the main floor, a full kitchen, a dining area, and a living area. Each unit will also have a basement. The elevations propose two-story buildings with brick on all four sides of the first floor.

Previous Action: The Planning Commission recommended approval of the site plan at the March 28, 2023, Planning Commission meeting.

Economic Impact: N/A

Recommendation: I recommend approval of Planning Case PPC220002B, request for site plan approval for a two-building, 8-unit, two-story multi-family complex.

Mr. Vitale asked if Mr. Paluzzi has anything to show what landscaping will look like.

Mr. Paluzzi said that he reused the electrical and foundation from the old sign and put up a new sign. There will be a landscape plan and it will far exceed what the city requires. There will be landscaping around the air conditioners and transformers.

Mr. Caron said the condominiums already completed by Mr. Paluzzi look great. He asked if at least a car length will be available in front of the garage.

Mr. Paluzzi said there will be the same amount of space that is there now. He said he plans to extend the curb line to the city sidewalk on Jefferson Avenue.

Mr. Caron asked if there was a plan to soften the sharp curve when pulling in from Jefferson.

Mr. Paluzzi said installing the curb line out to Jefferson will also ease the sharp curve when pulling in.

Mr. Frederick asked if the neighboring business is going to be putting lighting in for their parking lot. Mr. Paluzzi said they rely on the lighting reflecting off the building to light their parking lot.

Mr. Frederick said he is happy that there will be enough room to park a car in front of the garage.

Mr. Frederick asked if he installed the drainage area.

Mr. Paluzzi said he put the drainage in.

Mr. Caron asked Mr. Liebert to follow up with Kyle from AEW to calculate how much stormwater is being diverted out of the system because the city can calculate that to get better storm rates in the future.

R-2023-11

Moved by Council Member Frederick, seconded by Council Member Caron to approve the request for site plan approval for a two building, 8-unit, two story multi-family complex, represented by Joe Paluzzi of MHB Companies with items of concern; the new sidewalk shall connect to the existing sidewalk on the north side of the driveway; the office parking lots are required to be properly striped so as not to interfere with the driveway feeding the residential development; engineered parking lot plans including drainage and paving are required for submittal with construction documents; the existing office parking lots are required to be repaired or replaced, and the installation of concrete curb and gutters are required in the existing lots and along any driveways; all lighting must be shielded from adjacent residences; mechanical equipment, whether placed at grade or on the roof of the structure, must be screened on all visible sides including air conditioners; air conditions are required to be placed at the rear of each unit; the following variances from the Zoning Board of Appeals will be required:

- **12.5-foot distance variance between Building A and Building B**
- **30-foot front setback variance**
- **25.6-foot rear yard setback variance**
- **20.8-foot side yard setback variance**

Item 5b continued

- **20-foot side yard setback**

any transformers must be screened from view; and a 12.7% lot coverage variance will be required from the Zoning Board of Appeals if the petitioner does not combine this lot with the other condominium development.

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Ayes: All-6
Absent: Walby

6. PLANNING CASE PPC230004-REQUEST FOR SITE PLAN APPROVAL FOR RENOVATIONS TO 31301 HARPER AVENUE, FORMER ROSE'S DINER, FOR RETAIL CENTER, REPRESENTED BY VERUS DEVELOPMENT

Background Brief: The petitioner is requesting site plan approval for renovations to the existing vacant restaurant to convert it into a four-tenant commercial space with a drive-through on the south side of the existing building. A landscape plan has been provided as well as a lighting plan. The site plan indicates the drive-thru stacking lanes will be able to hold the minimum number of cars required per ordinance. The dumpster will be located in the southwest corner of the property. The exterior finish materials are proposed to be brick, fiber cement board, EIFS, concrete masonry units, Nichiha panels, and glass with metal canopies. There is an existing concrete wall at the rear of the site, and the total height of the one-story building is proposed to be 22 feet to the top parapet.

Previous Action: The Planning Commission recommended approval of the site plan at the March 28, 2023 Planning Commission meeting.

Economic Impact: N/A

Recommendation: I recommend approval of Planning Case PPC 230004, request for site plan approval for renovations to the former Rose's diner to a retail center.

Mr. Paluzzi said the existing building has four sound walls but everything else is going to be brand new.

Mr. Vitale asked if this development triggers the hedge and screening requirement.

Ms. Koto said it does and Mr. Paluzzi's representative at the Planning Commission meeting agreed to push the parking lot back and create a berm between the sidewalk and the parking lot.

Mr. Vitale asked if it would be just a berm or a berm with hedges.

Mr. Paluzzi said there will be a berm and hedges.

Ms. Rusie said she wants to make sure the hedges will be maintained because a row of hedges acts like a magnet for trash blowing with the wind.

Mr. Paluzzi said he will make sure the property is kept presentable. He said he cannot do anything to the property yet because he does not own it but he plans on closing on the property in 45 days. He wants construction to start no later than July 1, 2023.

Mr. Rubello asked when the dilapidated sign would come down.

Mr. Paluzzi said once he has ownership of the property, he will make sure the sign is taken down.

Mr. Rubello asked who is responsible for the parking lot and what condition is the parking lot in.

Mr. Paluzzi said he will be responsible for it and the parking lot will need to be repaired.

Mr. Frederick asked what is going to be done to the back wall because it has cracks in it.

Mr. Paluzzi said they will cut sections out of the wall that need repair and replace it.

Item 6 continued**R-2023-12**

Motion by Council Member Rubello, seconded by Council Member Frederick to approve the request for site plan approval for renovations to the former Rose's Diner at 31301 Harper Avenue to a retail center with attention to the following conditions: the wall shall be repaired or replaced as needed; parking lot plans including paving and drainage are required as part of the building permit submittal; all lighting must be shielded from adjacent residents and achieve 0-foot candles at the property line; the Harper Avenue Overlay Zone requires the city's standard Nautical light pole to be used in the parking lot; a berm will be installed between the sidewalk and the parking lot to satisfy the screening requirement for parking lots within the Harper Avenue Overlay Zone; and EIFS must be at least 8 feet from grade.

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Ayes: All-6
Absent: Walby

7. PLANNING CASE PPC230003-REQUEST FOR APPROVAL FOR 2023/2024 CDBG BUDGET

Background Brief: The City of St. Clair Shores is a Community Development Block Grant Entitlement Community, which means we receive an annual allocation of grant funds from the US Department of Housing and Urban Development to assist low to moderate income residents. A maximum of 20% of the grant can be spent on administrative activities and a maximum of 15% can be spent on Public Services. The Planning Commission conducted a public hearing on February 28, 2023. Review and approval of the attached budget occurred in front of the Planning Commission on March 28, 2023. This public hearing is to review and approve the projects and activities proposed for the next program year.

Previous Action: The Planning Commission recommended approval of the budget with changes on March 28, 2023.

Economic Impact: N/A

Recommendation: Staff recommends approval of the CDBG Program Budget for 2023-2024 as presented. Ms. Rusie asked what the differences are between the budget options being presented.

Ms. Koto said the total amount of funding requested is far more than the City is allowed to fund. We are allowed to give up to \$127,000 to public service organizations. The Senior Center uses \$85,000 per year from that budget. The remaining amount needs to be divided among other groups. We had to reduce the amount of money we are able to give to the other groups. She is recommending reducing the requested amounts by the organizations equally.

Ms. Rusie said she prefers the budget recommended by the City Planner because it doesn't require deciding about who deserves more funding and who should get less funding because all of these organizations are important. Ms. Rusie asked what percentage of reduction is being used across the board.

Ms. Koto said the deduction is around 60%.

Mr. Rubello said it is very difficult to make these choices because they are all very important. He asked how many people these organizations are benefitting within St. Clair Shores.

Ms. Koto said the organizations are assisting hundreds of people.

Mr. Caron said he appreciates the hard work that Ms. Koto and CDI have put into the CDBG Budget plan. He said staff should consider putting a limit on how many organizations we can help per year.

Mr. Frederick asked if the hockey player enablement fund helps special needs players as well.

Ms. Koto said the hockey player enablement fund helps families pay for ice time who can't afford it. The invoices do not delineate if it goes to a special needs player or not.

Mr. Frederick said we know it helps special needs players by talking to people. The budget reduction is based on what the organizations requested and not what we think they should get. If the hockey player enablement fund had requested

Item 7 continued

more money, then they would have received more money even after the reduction. Mr. Frederick said Care House has \$120,000 in funding coming from other communities, but hockey doesn't have other funding.

Mr. Rubello said he wants more information on who applied for money, how much did they apply for, and how many times has the City given the organization money.

Ms. Koto said that information is provided when they apply but it is not in the packet given to Council because it would be several hundred pages.

Mr. Vitale said the point of contention is that we have a proposal from the Planning Commission where two of the organizations are receiving generous funding elsewhere and two of them are local and do not receive any outside funding.

Mr. Caron said he likes the formula-based reduction by the City Planner because it keeps Council out of any hint of impropriety.

Mr. Lent said we are looking at reallocating \$500,000 from New York Street road and water main repair to fix the parking lot at the Senior Center.

Ms. Rusie said a formula-based mathematical reduction is the fairest way because council members are involved in some of the organizations where funding is being allocated. Ms. Rusie asked for a roll-call vote on her motion to approve the CDBG Budget as presented.

Motion by Council Member Rusie, seconded by Council Member Caron to approve the 2023-2024 CDBG Program Budget as presented. 3-3 Motion FAILED

Ayes: Rusie, Caron, Rubello
Nays: Vitale, Accica, Frederick
Absent: Walby

Motion by Council Member Frederick, seconded by Council Member Accica to approve the 2023/2024 Budget Recommended by the Planning Commission. 4-2 Motion APPROVED

Ayes: Accica, Frederick, Rubello, Vitale
Nays: Caron, Rusie
Absent: Walby

8. RESOLUTIONS FOR THE APPLICATION OF WAIVER OF UNDERFUNDED STATUS

a. GENERAL EMPLOYEES RETIREMENT SYSTEM

Background Brief: In December 2017, the State of Michigan approved Public Act 202– Protecting Local Government Retirement and Benefits Act. Each year in December, the City must submit to the State the current funding status of the Pension and Retiree Health Care Trust plans. At audit, the General Employees Retirement System was at 55.58% funding. However, the Actuarial Valuation report for 6/30/2022 shows the funding status is at 62.3%, therefore we are asking for a waiver on this plan.

Previous Action: City Council approved the request for the Application for Waiver at the April 19, 2021 meeting when the plan was in a similar funding situation.

Economic Impact: N/A

Recommendation: I recommend that council adopt the attached resolution approving the Application for Waiver for the General Employees Retirement System, and also authorize the City Manager to sign the waiver.

Mr. Caron said the audit happened when the markets were low, but we are over the 60% threshold now that the markets have started to recover.

Item 8a continued

R-2023-13

Motion by Council Member Frederick, seconded by Council Member Caron to adopt the resolution approving the Application for Waiver (Form 5583) for the St. Clair Shores General Employees Retirement System.

Which reads as follows:

WHEREAS, the State of Michigan has adopted legislation known as the Protecting Local Government Retirement and Benefits Act of 2017, and

WHEREAS, that Act makes provision for submittal of an Application for Waiver no later than 45 days after notification, however additional time was allowed, and

WHEREAS, the City of St. Clair Shores is desirous of submitting an Application for Waiver for the General Employees Retirement System.

WHEREAS, the waiver is being requested based on the following, as outlined in the Application,

1. The plan is now closed. New hires after 2008 are enrolled in a defined contribution plan.
2. The June 30, 2022 Actuarial Valuation shows that the plan funding is now 62.3%, surpassing the threshold of 60%.

THEREFORE, BE IT RESOLVED THAT the City of St. Clair Shores City Council hereby:

1. Authorized the City Manager, Dustin Lent, to sign the application form that has been approved.
2. Authorized the City Manager to submit the application form and necessary documentation to the Department of Treasury as soon as possible after the April 17, 2023 meeting.

I, Abrial J. Barrett, City Clerk of the City of St. Clair Shores do hereby certify that the foregoing is an excerpt from the minutes of a regular meeting of the St. Clair Shores City Council held on Monday, April 17, 2023, in accordance with the Open Meetings Act, Public Act No. 267 of 1976 as amended.

Ayes: All-6
Absent: Walby

b. POLICE AND FIRE RETIREMENT SYSTEM

Background Brief: In December 2017, the State of Michigan approved Public Act 202- Protecting Local Government Retirement and Benefits Act. Each year in December, the City must submit to the State the current status of Pension and Retiree Health Care Trust plans. At audit, the Police and Fire Retirement System was at 53.8% funding. The State's threshold for being underfunded is 60%. However, the Actual Valuation report for 6/30/2022 shows the funding status is at 63.9%, therefore we are asking for a waiver on this plan.

Previous Action: City Council approved the request for the Application for Waiver at the April 19, 2021 meeting when the Police and Fire Pension System was in a similar funding situation.

Recommendation: I recommend that council adopt the attached resolution approving the Application for Waiver for the Police and Fire Retirement System, and also authorize the City Manager to sign the waiver.

R-2023-14

Motion by Council Member Caron, seconded by Council Member Accica to adopt the resolution approving the Application for Waiver (Form 5583) for the St. Clair Shores Police and Fire Retirement System.

Which reads as follows:

WHEREAS, the State of Michigan has adopted legislation known as the Protecting Local Government Retirement and Benefits Act of 2017, and

WHEREAS, that Act makes provision for submittal of an Application for Waiver no later than 45 days after notification, however additional time was allowed, and

Item 8b continued

WHEREAS, the City of St. Clair Shores is desirous of submitting an Application for Waiver for the Police and Fire Retirement System.

WHEREAS, the waiver is being requested based on the following, as outlined in the Application,

- 1. The City continues to make an additional 3% contribution to the plan each year and**
- 2. The June 30, 2022 Actuarial Valuation shows that the plan funding is now 63.9%, surpassing the threshold of 60%.**

THEREFORE, BE IT RESOLVED THAT the City of St. Clair Shores City Council hereby:

- 1. Authorized the City Manager, Dustin Lent, to sign the application form that has been approved.**
- 2. Authorized the City Manager to submit the application form and necessary documentation to the Department of Treasury as soon as possible after the April 17, 2023 meeting.**

I, Abrial J. Barrett, City Clerk of the City of St. Clair Shores do hereby certify that the foregoing is an excerpt from the minutes of a regular meeting of the St. Clair Shores City Council held on Monday, April 17, 2023, in accordance with the Open Meetings Act, Public Act No. 267 of 1976 as amended.

Ayes: All-6
Absent: Walby

9. REQUEST AUTHORIZATION TO SELL SURPLUS PARCEL NUMBER 14-22-478-037

Background Brief: Gjelosh (Joe) Marjakaj, owner of Detroit's Finest restaurant located at 25801 Jefferson, obtained site plan approval for renovations to the restaurant. During the site plan review process, he petitioned the Zoning Board of Appeals for a variance to the requirement to erect a concrete wall along the rear property line. At that time, it was discovered that what was believed to be the rear of his property was actually a city-owned parcel. Mr. Marjakaj has submitted a letter of interest asking to purchase the property for \$9,000. The parcel is just over 2,856 square feet and is zoned B-1. The adjacent parcel on Statler is zoned RA and is also owned by Mr. Marjakaj. Mr. Marjakaj has been paying taxes on the property since 2020, which is allowable under Section 211.181 because his business has been using and maintaining the parcel.

Previous Action: N/A

Economic Impact: The economic impact to the City would be \$9,000, the price of the property. Mr. Marjakaj has been paying taxes on the property since 2020 because his business has been using and maintaining the parcel.

Recommendation: I recommend Council approve the sale of parcel number 14-22-478-037 to Gjelosh (Joe) Marjakaj in the amount of \$9,000.

Ms. Pike said the property was previously assessed for \$13,500 but Mr. Marjakaj has been maintaining and paying taxes on the property since 2020.

Mr. Caron asked where the \$9,000 in revenue will be allocated to.

Ms. Pike said the revenue will go into the General Fund.

Mr. Frederick asked if this piece of property goes behind the neighboring business.

Ms. Pike said it does extend past the neighboring business. She said she could offer the small piece to the neighboring business and split it up if Council wanted.

Mr. Vitale said if the buildings are redeveloped in the future then it could be an issue for the neighboring business owner. He said it is not Council's intent to inhibit the property to the North.

Motion by Council Member Frederick, seconded by Council Member Accica to approve the sale of parcel number 14-22-478-037 in the amount of \$9,000.

Ayes: All-6
Absent: Walby

10. BIDS/CONTRACTS/PURCHASE ORDERS**a. REQUEST APPROVAL TO EXTEND THE CONTRACT WITH PIPETEK FOR THE 2023 SANITARY SEWER CLEANING & CCTV PROJECT**

Background Brief: In FY22, Council awarded a contract to Pipetek for sanitary sewer and cleaning in District 1 at the South end of the City. In FY23, the City proposes to clean and televise the sanitary sewers in District 2, which runs from Greater Mack to the city limits/lake. Pipetek has agreed to hold their contract prices. Administration is asking Council to approve extending Pipetek's contract through FY23 with no price increase.

Previous Action: Council approved the Pipetek contract for FY22.

Economic Impact: There is no additional cost impact. Costs incurred would be for the cleaning and televising of sanitary sewers in District 2 at the FY22 prices.

Recommendation: We recommend extending the contract for Pipetek for FY23.

Ms. Pike said we have been utilizing Pipetek over the past year to televise the sewers in District 1 and Pipetek has offered to extend the contract for 2023 and do District 2 with no cost increase.

Ms. Rusie said Pipetek sent a letter to AEW and a month later it is brought before Council to waive the bidding requirement. She wishes that Council was given more notice so there isn't a delay in the bidding process.

Ms. Pike said there is ample time to bid the project out if that is what Council wants to do. She said this was on the schedule for the first meeting in April but was removed from the agenda. She said our projects that have been going out to bid have been coming in higher than our estimates. This gives us a chance to keep the same unit cost.

Ms. Rusie said she prefers the bidding process because other companies can bid on the project, and it could come in lower than what we are paying now.

Mr. Caron said he has concerns about these projects not going out to bid. He asked why this wasn't done as a multi-year contract.

Mr. Babcock said certain projects are set up as a multi-year contract, but the sewer televising has never been a multi-year contract.

Mr. Accica said he is in favor of extending the contract with Pipetek because he expects the price increase will be over 20% if it goes out to bid. There are a limited number of companies that do this type of work.

Mr. Rubello asked Ms. Pike how bids have been coming back on the recent projects.

Ms. Pike said the recent projects have all been coming in higher than estimated.

Mr. Rubello said he is going to vote in favor because he believes the price will be higher if we send this project out for bids.

Mr. Vitale said extending this contract is an opportunity to contain our costs because we know that reported government inflation is 6% but it is closer to 20%.

Motion by Council Member Accica, seconded by Council Member Frederick to approve a contract extension with Pipetek for FY23 with no cost increase.

Ayes: 4

Nays: Rusie, Caron

Absent: Walby

b. REQUEST APPROVAL TO EXTEND THE CONTRACT WITH MICHIGAN JOINT SEALING FOR THE 2023 PAVEMENT JOINT AND CRACK SEALING PROJECT

Background Brief: Joint and crack sealing of major and local roads is a part of the city's annual maintenance program. Michigan Joint Sealing has provided this service to St Clair Shores over the years. The last contract award was in 2022. Michigan Joint Sealing requested an extension to their contract and agreed to extend the unit bid prices for the proposed 2023 program. Currently, there is \$100,000 in the FY23 budget for joint sealing.

Item 10b continued

Previous Action: Michigan Joint Sealing was awarded the project in 2022.

Economic Impact: There would be no economic impact to the city given that Michigan Joint has agreed to hold 2022 unit prices for 2023.

Recommendation: It is recommended that council approve extending the contract with Michigan Joint Sealing for the 2023 Pavement and Crack Sealing Project.

Ms. Rusie asked if we had reached out to the company requesting a contract extension.

Mr. Liebert said we reached out to them.

Mr. Caron said he wants to note that on this contract, Michigan Joint Sealing was not the lowest bidder the last time when this did go out for bids. He wants this contract to go out to bid as well.

Mr. Frederick asked if there is a consortium for this type of project with the County. He wants to know if we can get a lower price if there is more volume.

Mr. Lent said consortiums do happen, but you might not get the bidder you wanted to choose.

Mr. Frederick asked how long it would take to put this project out for bidding.

Mr. Liebert said we can have it on BidNet next week and bring it back before Council in May.

Mr. Accica said he wants dust mediation in the specs of the contract for when they cut the joints.

Motion by Council Member Rubello, seconded by Council Member Caron to deny extending the contract with Michigan Joint Sealing for the 2023 Pavement and Crack Sealing Project at 2022 prices and instead put this out for bidding.

Ayes: All-6
Absent: Walby

c. REQUEST TO AWARD THE LAC ST CLAIR POOL WATER SLIDE FLATWORK CONSTRUCTION PROJECT

Background Brief: On March 28th, we opened bids for the Lac St Clair Pool Water Slide Flatwork Construction. The project consists of pavement removal, 6" concrete pavement with integral curb, and decorative stone with drainage upgrades. We received one bid from DiMambro Construction in the amount of \$138,607.75. Given the single bid and high bid price, we reached out to our vendors that we have existing contracts with Galui Construction has agreed to use their existing unit price for concrete, pavement removal, and aggregate base. After we put the project out to bid, the scope of the project changed. As we were replacing the lights around the main pool deck, we found that none of the lights were tied to a bond wire. In order to fix this, we had to remove small concrete sections all along the pool deck where the lights were stationed. We also added a few concrete areas around the kiddy pool. Including the additional work to the project scope, this brings the concrete/agg base/removal cost to \$29,700 using Galui's current unit pricing. We reached out to LSI, who we have open contracts with, to get a quote for decorative stone, edge drain, fabric and restoration. LSI provided a quote of \$39,942.50, bringing the total job cost to approximately \$69,700 including the additional work, compared to \$138,607.75 for the base bid. City staff have spoken with both LSI and Galui and both have confirmed they have worked on projects together in the past and can complete the project before the deadline of May 5th.

Previous Action: N/A

Economic Impact: The estimated cost of this project is \$69,700 if council elects to reject the the bid and use existing contracts with LSI and Galui Construction.

Recommendation: We recommend rejecting the \$138,607.75 bid from DiMambro Construction and utilizing existing contracts to complete the job.

Ms. Pike noted that this is an urgent request so the pool can be finished in time for Memorial Day.

Item 10c continued

Mr. Frederick said this is a savings of almost 50% of what we received when we bid this out.

Motion by Council Member Frederick, seconded by Council Member Caron to reject the \$138,607.75 bid from DiMambro Construction and award the contract to Galui Construction for \$29,700 for the concrete work and \$39,942.50 to LSI for decorative stone, edge drain, fabric, and restoration.

Ayes: 5
Nays: Rusie
Absent: Walby

d. REQUEST APPROVAL TO AWARD THE CONTRACT WITH DUKE'S ROOT CONTROL FOR THE 2023 SANITARY SEWER ROOT TREATMENT PROJECT

Background Brief: Prior to 2019, the City had been utilizing chemical treatment to manage roots within the sanitary system. For ongoing maintenance, AEW has identified the need to restart the program and suggested starting with 10-inch and 12-inch diameter pipes that were last treated in 2001, totaling 40,000 linear feet. The root treatment areas were selected after reviewing previously televised sanitary sewers, as well as historical problem areas for the Department of Public Works Sewer Department.

Previous Action: The program was last considered by Council in 2019 based on a recommendation from HRC.

Economic Impact: Currently there is \$100,000 budgeted for root treatment within the sanitary system. In lieu of bidding the program, Duke's is a participant in the HGAC Buy program of which the city is a member. Based on pricing under the HGAC Buy program, Duke's can complete the proposed sections within the \$100,000 budgeted. *HGACBuy is a government procurement service striving to make the governmental procurement process more efficient. Units of local government, including non-profits providing governmental services, are eligible to become participating members of the HGACBuy Cooperative. All contracts available to participating members of HGACBuy have been awarded by virtue of a public competitive procurement process compliant with state statutes*

Recommendation: I recommend approving a contract with Duke's Root Control for a not-to-exceed price of \$100,000.

Mr. Vitale asked if they will be using a foaming agent for root control in the sewers.

Mr. Babcock said the foaming agent goes all the way up to the sewer leads which is where a lot of the roots come from. The foam stays in place for approximately 24 hours, and it will not affect the sewer's usability.

Ms. Rusie asked if Duke's Root Control did this work for us back in 2001.

Mr. Babcock said yes, it has always been Duke's.

Mr. Rubello asked if the chemical treatment is safe or if it could get into our water system.

Mr. Babcock said the chemical used is regulated by the EPA. The chemical is safe enough to treat a pond and livestock can drink from the pond 24 hours later. It is safe.

Mr. Caron asked why we stopped doing root treatment after 2019.

Mr. Babcock said in 2018 we removed roots mechanically from the entire city. He said this is going to be a regular maintenance procedure he wants to bring before Council. The plan is to televise a section of the city a year prior, then use that information for the following year to go behind and use the treatment where it is needed.

Mr. Caron said he wants Mr. Babcock to go through the methodology with AEW for the treatment plan and how it will be deployed.

Motion by Council Member Caron, seconded by Council Member Rubello to approve a contract with Duke's Root Control for a not-to-exceed price of \$100,000 and send the treatment plan to Council prior to beginning the work.

Ayes: 5
Nays: Rusie
Absent: Walby

e. **REQUEST TO AWARD THE CONTRACT FOR PLEASANT ST AND URSULINE ST WATER MAIN AND URSULINE STREET REPLACEMENT**

Background Brief: Pleasant and Ursuline Street were approved as part of this year's road reconstruction and water main replacement program. The plan is for reconstruction using 9" of concrete over 8" of 21AA base material. We received bids from four contractors on April 11th, 2023 with Aielli Construction being the low bidder for the base bid and alternate bid. The base bid (water main only) came in at \$1,441,945.77 and the alternate bid (water main and Ursuline road replacement) came in at \$2,044,824.77. City staff confirmed with G2 that the proposed 9" on 8", with geotextile fabric and line items for undercutting in the event of unsuitable soil, should be more than sufficient for this road. A complete geotechnical report should be provided by the end of the week of May 17th. Neither the city, AEW, or G2 anticipate the cross-section changing from what is shown on plans.

AEW has worked with Aielli Construction in the past but has not completed any municipal projects with them as a primary contractor in the past 5 years. AEW has indicated that Aielli has historically made many attempts for extra compensation, has had site cleanliness issues and contract issues. AEW contacted the City of Troy and Mt. Clemens, who both expressed similar concerns. City staff reached out to Troy, Southfield, and Eastpointe as well. Southfield did not extend their emergency water main repair contract with Aielli and it is our understanding that Aielli provides trucking services as a subcontractor for Eastpointe.

Bricco was awarded two projects in St. Clair Shores in 2022 and has completed one project to date (Florence). The second project is expected to resume in the next few weeks. City staff have concerns that Bricco may not have the capacity to complete Milestone 1, based on the Florence project from last year. Bidigare is the only contractor of the three that performs the pipe bursting portion of the project in-house without using a subcontractor. Bidigare has indicated that they can begin the project the week of May 22nd and complete Milestone 1 by the July 1 deadline.

Previous Action: This road and water main project was approved at the October 3rd, 2022 council meeting.

Economic Impact: Our engineer's estimate for the project was \$2,160,000 and the low bid came in at \$2,044,824.77, with the third low bid coming in at \$2,263,440.

Recommendation: It is recommended that council award the Pleasant and Ursuline Water Main and Ursuline Road Reconstruction Project to Bidiagre Contractors in the amount of \$2,263,440. With a 10% contingency, this brings the total to \$2,489,784.

Mr. Rubello said he wants to go with Aielli because they are the lowest bidder.

Mr. Lent expressed his concern about issues with Aielli.

Mr. Frederick asked Mr. Bowman when the soccer league starts on the nearby soccer fields.

Mr. Bowman said soccer starts this weekend through the end of June. There are fields available if we need to relocate teams.

Mr. Frederick wants to alert the superintendent at South Lake School because they use the fields as well. He asked if we are planning on paving the area near Comcast.

Mr. Liebert said he is not aware of any plans to pave the dirt road.

Mr. Caron said he is concerned about the AEW report about issues with Aielli.

Mr. Vitale said he is concerned about the bad reviews Aielli has received. He said that is what the residents ask us not to do.

Mr. Rubello said the negative reviews of Aielli could be a couple of isolated incidents and not a common practice of the company.

Motion by Council Member Caron, seconded by Frederick to award the Pleasant St and Ursuline St water main and Ursuline St Reconstruction project to Bidigare Contractors in the amount of \$2,489,784 including 10% construction contingency.

Ayes: 4
Nays: Rubello, Rusie
Absent: Walby

f. REQUEST TO APPROVE A NEW REFRIGERATION SYSTEM FOR THE MARK WELLS ICE ARENA

Background Brief: As discussed during our Council work session on February 27, the chiller that serves the Mark Wells Ice Arena is nearing the end of its useful life and utilizes R22 refrigerant which is no longer approved by EGLE. While exploring possible solutions for the rink, Arena Staff has been in contact with Janssen Refrigeration on potential alternatives, specifically, moving to an ammonia-based system that mimics the Gardens.

On Wednesday, April 12th at 5:00 pm we received a quote from Janssen. It was determined that there would be a substantial lead time to acquire a new ammonia-based system (12-14 weeks), in addition to approximately five (5) weeks of rink downtime that would occur for installation and quality checks. In an effort to complete this necessary work and get the rink fully operational before the hockey season resumes at the end of August. We are asking council to waive the bid and award the contract to Janssen. We hope to limit the disruption to when the Ice Arena is in full swing. Additionally, by removing the R22 system, the City would be able to utilize an authorized dealer to re-sell the recycled R22 refrigerant for approximately \$14,000.

Previous Action: N/A

Economic Impact: The total of \$191,436.00 plus, up to an additional \$5,000.00 for the shipping cost. Costs for this emergency repair will be paid for out of the general fund balance.

Recommendation: To approve the New Refrigeration System for the Mark Wells Ice Arena from Janssen Refrigeration Co. Inc.

Ms. Rusie asked why it took so long to get a quote from Janssen since we discussed this at the end of February.

Mr. Lent said Janssen has been trying to get prices on the compressor system and supplies.

Ms. Rusie asked if Janssen is the only company that does this work.

Mr. Lent said the contractor needs to be certified through EGLE to deal with and recycle R22. It is specialty work to deal with ice arenas then it is a specialty and licensed work to deal with R22.

Mr. Caron asked if we are going to repaint and resurface while the ice rink is down.

Mr. Lent said we are scheduled to take the ice down for one week to repaint it and we repainted the Gardens rink about 2 weeks ago.

Mr. Vitale asked if we are going to be pressure testing the pipes.

Mr. Lent said after the new system is installed, Janssen needs to keep coming back for a week to repressurize the system. As stated in our contract, Janssen comes back every month to make sure the system is running correctly.

Motion by Council Member Caron, seconded by Council Member Accica to waive the bid process and approve the New Refrigeration System for the Mark Wells Ice Arena from Janssen Refrigeration Co. Inc., in the amount of \$191,436.00, plus shipping costs that could be up to \$5,000.00.

Ayes: 5

Nays: Rusie

Absent: Walby

11. 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.

Motion by Council Member Caron supported by Council Member Frederick to approve the Consent Agenda items a – e separating item f as follows:

Ayes: All-6

Absent: Walby

a. Bills

April 6, 2023

\$3,852,782.73

Item 11 continued

Resolved to approve the release of checks in the amount of \$3,852,782.73 for services rendered, of the report that is 20 pages in length, and of the grand total amount of \$3,852,782.73, \$198,095.93 went to other taxing authorities.

b. Fees –

Shiffman Fournier	\$300.00
Ihrle O'Brien	\$25,827.61

c. Progress Payments

Resolved that the following Progress Payments be approved as presented:

Underground Infrastructure Services Inc.	\$12,855.00
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d. Approval of Minutes

Resolved that the following minutes be approved as presented:

<u>Minutes</u>	<u>Meeting Date</u>
Council Workshop	February 27, 2023
Council	March 6, 2023
Council	March 20, 2023

e. Receive & File Boards, Commissions & Committee Minutes

Resolved that the following minutes be received and filed:

<u>Minutes</u>	<u>Meeting Date</u>
Board of Review	March 7, 2023
Board of Review	March 13, 2023
Board of Review	March 14, 2023
Community Garden	March 7, 2023
Council Sub-Committees	February 28, 2023
Fence Arbitration	February 15, 2023
SCS Memorial Day Parade Committee	March 1, 2023
Waterfront Environmental Committee	January 17, 2023
Waterfront Environmental Committee	February 21, 2023
Water Resource & Advisory Board	March 7, 2023

Separated Item:

f. Delivery of Fiscal Year 2023-24 Budget Worksheet

Ms. Rusie asked when the budget hearing is for residents who are interested.

Mr. Lent said the budget hearing is in Council Chambers on Monday, April 24 at 6:00 p.m.

Ms. Rusie asked where residents can view the proposed budget.

Mr. Lent said it will be posted on the City's website by the end of the business day on Wednesday.

Motion by Council Member Rusie, seconded by Council Member Frederick to approve item 7f.

Ayes: All-6
Absent: Walby

12. UPDATES AND FOLLOW-UPS FROM PRIOR COUNCIL MEETING

- Mr. Vitale asked how many businesses are on a canal that would be subject to a special assessment district in the City. **7 businesses on the canal that could be dredged. Mr. Vitale wants the addresses of the 7 businesses being affected.**
- Mr. Frederick asked for the City to reach out to the County regarding the restoration after the installation of conduit and fiber in the right of way along Harper and Little Mack. **In the process**

Item 12 Continued

- Mr. Rubello asked for a pool and ice arena update sometime this week. **Mr. Lent will give him an update shortly and he is doing everything he can to make sure the pool will open on time.**
- Ms. Rusie asked for an update on the boards, commissions, and committee policy guide/handbook regarding OMA etc. **It will be ready for the next meeting.**
- Ms. Rusie asked for a report to be done on the Selinsky-Green Farmhouse Museum to see what work needs to be done and if there is room in the budget next year to increase the funding for the museum to get things repaired such as the roof. **We are reviewing those for the budget session.**
- Mr. Vitale asked for the streetlights to be fixed between 12 Mile and 13 Mile along Harper because they are currently out. **Mr. Babcock sent an email on 4/7/2023. Ms. Pike said the streetlights are being affected by the county doing work on fiber lines and traffic signals. Some of the electrical lines underground were disturbed.**

13. COMMENTS BY INDIVIDUAL COUNCIL MEMBERS

Mr. Rubello awarded Mr. Vitale the Muskrat Award for his great job being Mayor Pro-Tem at tonight's meeting. He reiterated how important the CDBG is and how it affects people's lives who are in bad situations. He would like to know the groups who have received money before we give out our money. He will be attending CAP-CON 2023 in the Lansing Center this week. Mr. Rubello wants Mr. Lent to look into adding pedestrian lights or signs for people crossing Jefferson into Blossom Heath.

Mr. Lent said the signs are already ordered and will be installed shortly.

Mr. Rubello wants to apply for a community excellence award and the deadline is May 13, 2023. He asked if we would put cameras at Blossom Heath. He also wants life rings for the pier and rungs for people to climb back up in case someone falls in the water.

Mr. Bowman said we are going to apply for grants through MMRA for cameras and he is meeting with Spectrum Wireless about their camera system.

Mr. Rubello said one of the kiosks is down for the Waterfront Environmental Committee. He asked Ms. Pike if we have any historic zoning areas in St. Clair Shores.

Ms. Pike said we do not have any formal historic districts but we have historic buildings that we give recognition.

Mr. Rubello said he sees the mural going up the social district.

Ms. Pike said the mural is progressing rapidly.

Mr. Rubello said the City is in a lot of magazines, and he is proud of this city.

Ms. Rusie thanked the fire union for hosting the Easter egg hunt and gave updates on the Cultural Committee.

Mr. Caron said Hennessey is supposed to review the progression at Brys Park at the end of the month. He said there are multiple areas of weeds along the path that need to get treated. There is a large leaf pile in the Northeast corner that needs to be cleaned up. Mr. Caron asked for an update on the plan for the disc golf hole that is obstructed. He asked what the timeline is for the fence at Memorial Park.

Ms. Pike said the fence is starting this week and the target completion date is May 6.

Mr. Caron asked if we have an estimate from Best Asphalt.

Ms. Pike said she will forward the estimate to Council.

Mr. Caron asked Ms. Pike to follow up on the electrical for a pump station. A draft ordinance was sent out on behalf of the Animal Care & Welfare Committee regarding K-9 breeding in the city. He asked how we are contacting government officials for the Pier's grand opening on May 6, 2023.

Mr. Bowman said he plans on sending out invitations this week.

Mr. Caron said he is still waiting for the cost of the historical plaque.

Item 13 continued

Mr. Frederick said he is looking forward to Reflections on Ice and gave updates on local fundraisers and events.

Mr. Accica gave updates on local events and said the contractors did a good job on Gordon Street.

14. CITY MANAGER'S REPORT - None

15. AUDIENCE PARTICIPATION

Ron Harvey, a St. Clair Shores resident, spoke against the "In God We Trust" stickers on police cars.

Beth Shapiro, a Shelby Township resident, spoke against the "In God We Trust" stickers on police cars.

16. MAYOR'S COMMENTS- None

17. ADJOURNMENT

Motion by Council Member Caron, supported by Council Member Frederick to adjourn at 10:05 p.m.

Ayes: All-6
Absent: Walby

KIP C. WALBY, MAYOR

ABRIAL J. BARRETT, CITY CLERK

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