

**MINUTES  
ST. CLAIR SHORES CITY COUNCIL MEETING  
VIA TELECONFERENCE  
MAY 4, 2020**

Regular Meeting of the City Council, held electronically and teleconference utilizing a Zoom meeting aired live on our website, Facebook and cable stations.

Notice is hereby given that due to precautions being taken to mitigate the spread of the Coronavirus (COVID-19) and protect the public health, the Regular Meeting of the St. Clair Shores City Council will be held electronically from the Municipal Building at 27600 Jefferson Avenue, St. Clair Shores, Macomb County, Michigan 48081, on Monday, May 4, 2020, at 7:00 p.m. The meeting is being held in compliance with Governor's Michigan Executive Order 48 extending remote participation in public meetings until May 12, 2020.

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

Also Present: City Manager Matthew Coppler, Assistant City Manager William Gambill, City Clerk Mary Kotowski, City Planner Liz Koto, Directors Bryan Babcock, Henry Bowman, Chris Rayes, Laura Stowell, Fire Chief James Piper, Police Chief Todd Woodcox and City Attorney Robert Ihrie

**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. The Pledge of Allegiance was recited. Mayor Walby had explained that everyone would stay seated during the pledge because of camera logistics of the Zoom meeting.

Mayor Walby read the following:

In compliance with Governor Whitmer's Order to help stop the spread of the Coronavirus and protect the public health, the City Council meeting on Monday, May 4, 2020 at 7:00 pm will be conducted virtually (online and/or by phone).

Public Comments will be handled by an email option or dial in option. Please conduct yourself like you would in council chambers with no background noises. Any use of profanity, derogatory terms, hateful speech, by any speaker will result in muting, and/or removal from the teleconference. Email: [marya@scsmi.net](mailto:marya@scsmi.net), Dial in to speak is 1-312-626-6799, The Meeting Code is 885 7141 1492 #.

For Audience Participation on Agenda Items (2 minute time limit) you can call in to speak on agenda items.

We will utilize the Raise your Hand Method. Dial \*9 to raise your hand and you will be called upon when it is your turn and identified by the last 4 digits of phone number you dialed in on.

Mayor Walby spoke about Council Member Pete Rubino who passed away on April 27, 2020. He was involved in many groups, committees and activities for the City, and the City is better because of him. He served 2½ terms on City Council and was Mayor Pro Tem twice. He will be greatly missed.

Mayor Walby expressed his sympathy to the Rubino family on behalf of himself and the City. He then asked for a moment of silence.

**2. PROCLAMATIONS & PRESENTATIONS** - None

**3. AUDIENCE PARTICIPATION ON AGENDA ITEMS (2 MINUTE TIME LIMIT)**

Mayor Walby announced that people can email or call in to speak on agenda items for 2 minutes at this time.

Lindsay Card, St. Clair Shores resident, emailed regarding Agenda Item #7b.

**4. PUBLIC HEARING FOR REQUEST FOR APPROVAL OF THE AMENDMENT TO THE PUBLIC PARTICIPATION PLAN AND SUBSTANTIAL AMENDMENT TO THE CDBG FISCAL YEAR 2019-2020 ANNUAL ACTION PLAN AND 2015-2020 CONSOLIDATED PLAN FOR CDBG-CV FUNDING FOR COVID-19 RESPONSE**

**Item 4 (Cont'd):**

**Background:** It was recommended to approve the request to amend the Public Participation Plan and approve the Substantial Amendment to the CDBG Fiscal Year 2019-2020 Annual Action Plan and 2015-2020 Consolidated Plan for CDBG-CV funding for COVID-19 response.

The Coronavirus Aid, Relief and Economic Security Act (CARES Act) (Public Law 116-136) makes available \$5 billion in supplemental Community Development Block Grant (CDBG) funding for grants to prevent, prepare for, and respond to coronavirus (CDBG-CV grants). Additionally, the CARES Act provides CDBG grantees with flexibilities that make it easier to use CDBG-CV grants and fiscal years 2019 and 2020 CDBG Grants for coronavirus response and authorizes HUD to grant waivers and alternative requirements. The City of St. Clair Shores has been allocated \$520,821.00 in CDBG-CV funds to prevent, prepare for, and respond to Coronavirus. The City intends to utilize the funding for Economic Development-related and Public Service activities. The City is required to amend the Consolidated Plan, Annual Action Plan, and Public Participation Plan to accommodate this allocation.

Ms. Koto explained that this agenda item is in two parts and addresses two documents. The first part is requesting to amend the Public Participation Plan to shorten the time available for public comment. The second portion is in regard to a Substantial Amendment to change the program for the current year. This covers the plan which the City is making to disburse the \$520,821 received in response to the Coronavirus.

Mayor Walby announced that people can email or call in to speak at the Public Hearing at this time.

Mayor Walby opened the Public Hearing at 7:13 p.m.

There were no speakers.

Mayor Walby closed the Public Hearing at 7:14 p.m.

Ms. Koto explained that once the substantial amendment is approved, she will put together several options on how to proceed for Council to choose from. There is quite a bit of flexibility on how to choose who to distribute the money to. They are looking at three options based on Council's input:

1. Assist existing businesses who had to lay off employees or someone starting a small business for COVID relief
2. Three month assistance residential utility/mortgage/rent payments
3. Public Service Organizations that need financial assistance

Once there is a plan, it will be well publicized including letters, social media, newspaper advertisements, etc.

Mr. Accica would like to see the money made available to residents as well as businesses.

Mr. Vitale asked that a press release on the CDBG COVID-19 Action Plan availability be done and possibly a newspaper ad.

**Moved by Council Member Caron, and supported by Council Member Rusie to approve the amendments to the Public Participation Plan, 2019-2020 Annual Action Plan, and 2015-2020 Consolidated Plan.**

Roll Call Vote  
Ayes: All - 6

**5. REQUEST FOR METRO ACT PERMIT FOR APPROVAL FOR VERIZON PROPOSED NEW WORK/ROUTES**

**Background:** It was recommended to approve the request for the METRO Act Permit for Verizon Proposed new work/routes. The petitioner is requesting permission to install fiber-optic facilities within the City's road right-of-way in various locations. This fiber will be deployed to provide wireline, fiber-based high-speed telecommunications services to existing and new small, medium and large business (enterprise) customers. This system is permitted under the Metro Act.

Mr. Tony Tate, Project Manager for Verizon, explained that Verizon found a better route to follow in their low level design. They want to modify the route map for our benefit which shows where they want to go. They will comply to construction desk standards during COVID-19. If there is a right-of-way issue or any changes, they will provide a redlined map showing what they actually did. They will door tag affected residents well in advance of starting the project.

**Item 5 (Cont'd):**

**Moved by Council Member Caron, and supported by Council Member Accica to approve the METRO Act Permit as submitted for Verizon proposed new work/routes, once engineered plans are submitted for review and approved by staff.**

Roll Call Vote  
Ayes: All - 6

**6. REQUEST FOR APPROVAL OF THE PROPOSED COVID-19 ADJUSTMENTS TO THE MUNICIPAL PROPERTIES LEASE AGREEMENTS:**

**a. Amendment of concession agreement for Blossom Heath Inn**

**Background:** It was recommended to approve the proposed amendment to the Concession Agreement between the City of St. Clair Shores and Kosch Hospitality, LLC for operation of Blossom Heath Inn.

In December of 2014, the City entered into a Concession Agreement with Kosch Hospitality, LLC for operation of Blossom Heath Inn. The Agreement began January 1, 2015 and is scheduled to last for a period of ten years. Currently, we are in year six. Pursuant to the Agreement, Kosch is to pay the City \$5,000 per month during this year, for a total of \$60,000.

At the Council meeting of April 6, 2020, Mayor and Council discussed waiving monthly fees required in certain agreements pertaining to operations of city facilities to ensure the continued economic viability of the partnerships that provide a public good to the community. The concept put forward is to relieve Kosch of paying the agreed upon lease per month rate for the period of time the Governor's Executive Orders prohibit operation and a two-month period following the lifting of those orders. The Agreement is then extended by the number of months that these payments have not been made, at the rate of payment that was in the original agreement.

Mr. Coppler noted that Kosch requested extending until the end of the year. Currently, the recommendation is for five months.

Consensus of Council is to approve as presented for five months or the length of the shutdown if it goes longer.

**Moved by Council Member Rusie, and supported by Council Member Caron to Approve the amendment to the Concession Agreement with Kosch Hospitality, LLC for the operation of Blossom Heath Inn, relieving the obligation of Kosch Hospitality, LLC to pay the agreed upon rent during those months business is disrupted due to the Executive Orders of the Governor of the State of Michigan.**

Roll Call Vote  
Ayes: All - 6

**b. Right of way agreement for POB Inc. dba Pat O'Brien**

**Background:** It was recommended to approve the proposed Right of Way Agreement with POB, Inc. d/b/a Pat O'Briens.

It would appear in 2016 the City was in discussion with the POB, Inc. d/b/a Pat O'Briens to extend the Right of Way Agreement for a certain portion of public right-of-way that was occupied by outdoor seating of Pat O'Briens Restaurant. Though it appears many steps of that extension occurred, the part that did not occur was the approval of that agreement by Mayor and Council. The agreement was supposed to be for a period of five years with POB paying an escalating annual rate beginning at \$1,980 and ending at \$2,079. We would be in year four of the agreement. POB has been paying the contractually obligated amount.

At the Council meeting of April 6, Mayor and Council discussed waiving monthly fees required in certain right-of-way agreements to ensure the continued economic viability of the businesses that operate on or within those rights-of-way. The concept put forward is to relieve POB of paying the agreed upon per month rate for the year beginning January 1, 2020. The Agreement is then extended by one year (five to six) at the rate of payment that was in the original agreement for the year being waived.

**Moved by Council Member Frederick, and supported by Council Member Accica to Approve the Right-of-Way Agreement with POB Inc. d/b/a Pat O'Briens, for certain right-of-way for purposes of outdoor seating.**

Roll Call Vote  
Ayes: All - 6

**Item 6 (Cont'd):**

**c. Right of way agreement with Sabby's Lounge**

**Background:** It was recommended to approve the proposed Right of Way Agreement with Nicke Enterprise Inc., d/b/a Sabby's Lounge and Miserendino & Company.

It would appear in 2016, the City was in discussion with the Nicke Enterprises Inc., and Miserendino & Company to extend the Right of Way Agreement for a certain portion of public right-of-way that was occupied by outdoor seating of Sabby's Lounge. Though it appears many steps of that extension occurred, the part that did not occur was the approval of that agreement by Mayor and Council. The agreement was supposed to be for a period of five years with the Lounge and the owner (Nicke Enterprise and Miserendino) paying an escalating annual rate beginning at \$1,320 and ending at \$1,386. We would be in year five of the agreement. Nicke Enterprise and Miserendino have been paying the contractually obligated amount.

At the Council meeting of April 6, Mayor and Council discussed waiving monthly fees required in certain right-of-way agreements to ensure the continued economic viability of the businesses that operate on or within those rights-of-way. The concept put forward is to relieve Nicke Enterprises and Miserendinos of paying the agreed upon per month rate for the year beginning April 1, 2020. The Agreement is then extended by one year (five to six) at the rate of payment that was in the original agreement for the year being waived.

**Moved by Council Member Caron, and supported by Council Member Rusie to Approve the Right-of-Way Agreement with Nicke Enterprises Inc., d/b/a Sabby's Lounge and Miserendino & Company Inc., for certain right-of-way for outdoor seating.**

Roll Call Vote  
Ayes: All - 6

**d. Tow Yard Storage Lease Agreement Amendment**

**Background:** It was recommended to approve the proposed amendment to the Tow Yard Storage Lease with Official Towing, Inc. for 19081 Pleasant Street.

In August of 2018 the City entered into a Two Yard Storage Lease with Official Towing, Inc., for use of a piece of property related to storage of vehicles. The Agreement began April 1, 2018 and is scheduled to last for a period of five years. Currently, we are in year three. Pursuant to the Agreement, Official Towing is to pay the City \$5,200 per month during this year, for a total of \$62,400.

At the Council meeting of April 6, 2020, Mayor and Council discussed waiving monthly fees required in certain agreements pertaining to operations of city facilities to ensure the continued economic viability of the partnerships that provide a public good to the community. The concept put forward is to relieve Official Towing of paying the agreed upon lease per month rate for the period of time the Governor's Executive Orders prohibit operation and a two-month period following the lifting of those orders. The Agreement is then extended by the number of months that these payments have not been made, at the rate of payment that was in the original agreement. Because of the timing of the Governor's Executive Orders, two contract years will be affected and the proposed amendment takes this into consideration.

Ms. Rusie asked staff to review the current towing contract and the city property lease agreement for consistent contract expiration dates with this extension to the lease agreement with Official Towing granted at this meeting.

**Moved by Council Member Frederick, and supported by Council Member Caron to Approve the amendment to the Tow Yard Storage Lease with Official Towing, Inc., for 19081 Pleasant Street, relieving the obligation of Official Towing, Inc. to pay the agreed upon rent during those months business is disrupted due to the Executive Orders of the Governor of the State of Michigan.**

Roll Call Vote  
Ayes: All - 6

**7. BIDS/CONTRACTS/PURCHASE ORDERS**

**a. Request to award bid for reconstruction of Meier Street – I-94 to Ursuline (CDBG Funded)**

**Item 7 (Cont'd):**

**Background:** It was recommended to approve the Meier Street Reconstruction to be awarded to Florence Cement Company with the base bid amount of \$651,792.10 (CDBG). Meier Street is within the qualifying area to be funded through Community Development Block Grant Program (CDBG). Funding is available to fund the entire project using CDBG funds.

Mr. Rayes said they anticipate the project starting after July 1<sup>st</sup>. A letter will be sent to residents explaining the project.

Ms. Rusie would like to see the tree plan for the Meier Street Reconstruction Project.

**Moved by Council Member Accica, and supported by Council Member Caron to approve the Meier Street Reconstruction to be awarded to Florence Cement Company with the base bid amount of \$651,792.10 (CDBG), as recommended by the City Manager.**

Roll Call Vote  
Ayes: All - 6

**b. Request to Award DPW Tree Removal Project (Bids Opened 04/28/20)**

**Background:** It was recommended that City Council authorize the City Manager to award the 2020-2021 contract and blanket purchase order for Tree Removals to J-Mac Tree & Debris, LLC, 14390 Wyoming St., Detroit, MI 48238, in the amount of \$40,000.00. All unit prices provided shall remain valid through June 30, 2021.

On April 28, 2020, the City of St. Clair Shores received proposals for the 2020-2021 Tree Removal Contract. The contract consists of the removal of priority trees located in the public road right-of-way at 27 locations throughout the City. The project was advertised in the Macomb Daily Newspaper as well as the Michigan Inter-Governmental Trade Network (MITN) website. The notice was sent to 261 vendors and the City received 12 bids. J-Mac Tree & Debris, LLC is the low bidder. J-Mac Tree & Debris, LLC has provided tree removal work for the Cities of Detroit, Oak Park, and Ferndale.

The DPW has a Forestry Department that consists of 3 arborists. Over the last few months one of the arborists retired and one was promoted to Supervisor. This removal contract will help catch up on the list of trees that are dead or diseased and need to be removed. The wages from the vacant arborist positions in the Streets Department will provide the funding for this work. The Streets Department account no. is 120-451-810.000. The DPW has hired two new employees that are training to become arborists.

Mr. Babcock said if this budget is approved, we can pick additional trees to be removed.

Mr. Frederick and Mr. Accica asked that J-Mac Tree & Debris workers compensation and regular insurance be confirmed as it was not provided.

Mr. Accica asked for confirmation that they are not contracting out the work.

Mr. Caron asked that DPW check on all the grass seeding done after tree removals are completed.

Mr. Babcock said if the seed does not take, we will put sod.

**Moved by Council Member Caron, and supported by Council Member Frederick to award the 2020-2021 contract and blanket purchase order for Tree Removals to J-Mac Tree & Debris, LLC, 14390 Wyoming St., Detroit, MI 48238, in the amount of \$40,000.00, as recommended by the City Manager.**

Roll Call Vote  
Ayes: All - 6

**c. Request to Award DPW Street Signs Project & Blanket Purchase Order (Bids Opened 04/28/20)**

**Background:** It was recommended that City Council authorize the City Manager to award the 2020-2023 contract and blanket purchase order for Street Sign and Materials to Dornbos Sign, Inc., 619 W. Harris St., Charlotte, MI 48813, in the annual amount of \$30,000 for a contract total of \$90,000. All unit prices provided shall remain valid through June 30, 2023.

**Item 7 (Cont'd):**

The City of St. Clair Shores Department of Public Works (DPW) received proposals for the 2020-2023 Street Sign and Materials purchasing contract on April 28, 2020. The contract consisted of a list of custom street name signs, standard street signs, and sign materials used by the DPW. The contract shall remain valid until June 30, 2023.

The project was advertised in the Macomb Daily Newspaper as well as the Michigan Inter-Governmental Trade Network (MITN) website on April 14, 2020. The notice was sent through MITN to 146 vendors and 7 bids were submitted.

Dornbos Sign, Inc. is the grand total all section low bidder. Dornbos Sign, Inc. has had this contract in the past and has always provided a quality product and delivers the signs soon after we place an order.

They recommend awarding Dornbos Sign, Inc. the 2020-2023 Street Sign and Materials 3-year contract and blanket purchase order in the annual amount of \$30,000 for a contract total of \$90,000. They also request the remainder of the fiscal year 2019-2020 blanket purchase order be transferred to Dornbos Sign, Inc.

Funding for this work has been budgeted in the Streets Department account no. 120-451-930.040 in the annual amount of \$30,000.

Mr. Babcock said it was necessary to find a new company because it did not work out with the previous company that was hired. There are still signs that were ordered that were never received.

Ms. Rusie said their pricing is not clear the way the bid was submitted. She requested Dornbos Sign provide written pricing confirmation for contract years 2 and 3.

Mr. Frederick asked that DPW restore the stop sign which is currently inside of Monica's Dry Cleaners on Mack.

**Moved by Council Member Caron, and supported by Council Member Frederick to award the 2020-2023 contract and blanket purchase order for Street Signs and Materials purchasing contract to Dornbos Sign, Inc., 619 W. Harris St., Charlotte, MI 48813, in the annual amount of \$30,000 for a contract total of \$90,000, as recommended by the City Manager, to hold pricing as long as possible contingent with a cap of 5% year 2021-22 and 7% year 2022-23.**

Roll Call Vote  
Ayes: All - 6

**d. Request awarding demolition quote for 31925 St. Margaret**

**Background:** It was recommended to award of the demolition bid to Blue Star Inc. in the amount of \$13,600.00. City Attorney, Bob Ihrle, recently secured approval from the personal representative to demolish this property. The property was the scene of the barricaded gunman last July. Once we received approval to demolish the property, staff called in utility disconnects and solicited quotes to expedite demolition. DTE has cleared the property and Consumers has been working on expediting the retiring of their service line. Staff also coordinated rodent abatement of the home and will be providing rodent control to the surrounding properties. The contractor is prepared to start immediately. Once Consumers has cleared the property the property will be demolished. The property has been inspected for asbestos and we have planned coordination of that work with the contractor.

Mr. Vitale asked who will be paying for the demolition.

Mr. Ihrle said the City is paying. If the City does not end up with the property, there will be a claim filed against the estate. Currently, there are a couple items that will be billed to the estate that the City will be reimbursed for.

Ms. Rusie requested the City Attorney obtain written approval from the estate's personal representative authorizing the demolition before it is done.

Mayor Walby asked that Council be provided with notice of what day they will move forward with the demolition of the home.

**Moved by Council Member Rusie, and supported by Council Member Caron to award the demolition bid to Blue Star, Inc. in the amount of \$13,600.00 for 31925 St. Margaret, recommended by the City Manager, obtaining a signed consent to demolition from the estate personal representative prior to demolition.**

Roll Call Vote  
Ayes: All - 6

**Item 7 (Cont'd):**

**e. Collective Bargaining agreement(s) MOU(s)**

**Background:** It was recommended that Mayor and Council authorize the City Manager to enter into Memorandum of Understandings with the Police Officers Association/MAP, Command Officers Association/MAP, and Firefighters Union Local 1744/IAFF.

Many communities in the State of Michigan and across the United States have or are considering providing additional benefits related to pay for first responders and those non-uniformed personnel declared to be essential and are required to show up to work. The way these communities are handling this is varied, so there is no one size fits all for this subject. Locally, we have seen communities provide 3% across the board increases to police and fire personnel, \$1500 stipends, or providing overtime for all hours worked. The following is what I am proposing for our police and fire personnel:

- Monthly stipend of \$325 per member
- One week's worth of compensatory time off for each member

This additional benefit will cost the City approximately \$43,000 per month that a payment is made. The payment is predicated on the start of the Governor's Executive Order 2020-21 (the original "Stay Home, Stay Safe") and will end when the Governor lifts the final Executive Order. Right now, that is estimated to be the end of May.

The final language of the three MOUs is being worked out, and prior to the Manager signing them and implementing the terms, they will be provided to Mayor and Council for review.

Mr. Coppler noted they would like to move some of their vacation time into the next year since they have been unable to take any vacation. This agreement will be provided to Council for review of the specific language. Distribution of the stipend should commence in approximately two weeks.

Mr. Vitale would like the Police and Fire MOUs to define/contain ending dates on how long we will pay additional compensation for COVID-19 to these first responders.

**Moved by Council Member Frederick, and supported by Council Member Caron to authorize the City Manager to enter into Memorandum of Understandings with Police Officers Association/MAP, Command Officers Association/MAP, and Firefighters Union Local 1744/IAFF for additional benefits due to the COVID 19 virus; said benefits to be \$325 per member and one week of compensatory time off. Memorandums will be presented to Mayor and Council prior to execution and implementation.**

Roll Call Vote  
Ayes: All - 6

**8. SECOND QUARTER COUNCIL REPORT**

**Background:** Budget and Cash/Investment reports as of December 31, 2019 were submitted for your review.

After adoption of the original budget, revenues and expenditures are reviewed during the fiscal year. The quarterly and monthly reports serve as a management tool to monitor actual revenues and expenditures in relation to the adopted budget.

The budget is amended when actual revenues or expenditures are projected to not meet budgeted expectations. In the end, the budget information presented to the auditors and reported in the Comprehensive Annual Financial Report (CAFR) will reflect the final amended budget as approved by City Council.

Mr. Caron would like administration to create a way to present/reflect in the Budget Reports normal expenses and Capital expenses that throw off tracking budget numbers of usage throughout the year.

**Moved by Council Member Caron, and supported by Council Member Frederick to receive and file the FY 2020 Second Quarter Council Reports.**

Roll Call Vote  
Ayes: All - 6

9. **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 Caron supported by Council Member Frederick to approve the Consent Agenda items a – j as follows:

a. **Bills**

April 23, 2020 \$2,262,043.09

Resolved to approve the release of checks in the amount of \$2,262,043.09 for services rendered, of the report that is 19 pages in length, and of the grand total amount of \$2,262,043.09, \$0 went to other taxing authorities.

b. **Fees** – None

c. **Progress Payments**

Resolved that the following Progress Payments be approved as presented:

Granite Inliner, LLC	\$ 45,072.00
Pamar Enterprises, Inc.	\$101,340.90

d. **Approval of Minutes**

Resolved that the following Minutes be approved as presented:

<b><u>Minutes</u></b>	<b><u>Meeting Date</u></b>
City Council	April 20, 2020

e. **Receive & File Boards, Commissions & Committee Minutes**

Resolved that the following minutes be received and filed:

<b><u>Minutes</u></b>	<b><u>Meeting Date</u></b>
General Employees' Pension Board	February 18, 2020
Tax Increment Finance Authority (TIFA)	January 15, 2020
Tax Increment Finance Authority (TIFA) Special	February 27, 2020
Tax Increment Finance Authority (TIFA) Special	March 5, 2020

f. **Adoption of Resolution scheduling Fiscal Year 2020-21 City Council Budget Hearings**

Resolved to hold the Fiscal Year 2020-21 City Council Budget Hearings May 18 and May 19, 2020 starting at 6:00 p.m.

g. **Resolution allowing the City to accelerate 2020 Winter Tax bills under \$100 to the 2020 Summer Tax installment**

Resolved to approve the following resolution:

WHEREAS, the State of Michigan has approved Public Act 184 and 185 of 2012 providing local tax collecting units the option of accelerating certain millages from the winter tax collection levy to the summer tax collection levy if the tax and other amounts billed total \$100 or less; and

WHEREAS, the City of St. Clair Shores levied 1.5644 mills as part of the 2019 winter tax collection levy and will have approximately 20,701 tax bills that could be collected as part of the 2020 summer tax collection levy and save the City expenses for preparing, mailing, and collecting the taxes; and

WHEREAS, the City wishes to save its resources and take advantage of the option to accelerate the winter tax levy to the summer tax levy for small tax bills of \$100 or less; and

WHEREAS, the City will forward this Resolution to seek approval from the Macomb County Board of Commissioners

NOW THEREFORE BE IT RESOLVED that, pursuant to MCL 211.44a (2)(b) the City Council authorizes the summer collection in July, 2019 for the property tax bill amounts that will total \$100.00 or less per individual tax bill and that otherwise would be collected as part of the 2020 winter tax levy.



**Item 9 (Cont'd.):**

- h. Approval to Publish Notice of Public Hearing on the Proposed FY 2020-21 Budget  
Resolved to Publish Notice of Public Hearing on the Proposed FY 2020-21 Budget, as follows:**

**Attention City of St. Clair Shores Residents  
Notice of Public Hearing  
Proposed FY 2020 - 2021 City Budget**

The City Council of the City of St. Clair Shores will hold a public hearing at 7:00 p.m. on Monday, June 1, 2020, in the Council Chambers at City Hall, 27600 Jefferson Avenue, St. Clair Shores, MI 48081 on the proposed FY 2020-2021 City Budget and on the proposed 2020 City tax rate to support the same budget.

The property tax millage rate proposed to be levied to support the proposed budget will be a subject of this hearing.

Copies of the proposed budget are available for public inspection on the City’s website under the Finance Department, or after the buildings reopen to the public, during regular business hours, in the office of the City Clerk at City Hall, 27600 Jefferson Avenue, and at the City of St. Clair Shores' Public Library, 22500 Eleven Mile Road.

CITY TAX RATES (MILLS)	Charter/ State Limits	Levied FY 2019-20	Publish FY 2020-21
Operating	8.0000	5.9364	5.8182
Sanitation	3.0000	2.2258	2.1814
Publicity, Act 359	4.0000	0.0318	0.0302
Police & Fire Operating	5.0000	4.7753	4.9004
Streets	1.2500	1.1779	1.7152
Library	1.0000	0.8710	0.8537
Lake St. Clair Clean Water Initiative	2.0000	1.8848	1.8473
Subtotal	24.2500	16.9030	17.3464
Police & Fire Pension	NA	7.1435	6.6673
Debt	NA	0.8544	0.8544
<b>Total</b>	<b>24.2500</b>	<b>24.9009</b>	<b>24.8681</b>

Public comments, either oral or written, are welcome at the hearing.

Individuals with disabilities or impairments who plan to attend this meeting need to contact the City Clerk’s office at (586) 447-3303. Ten (10) business days advance notice is required.

- i. Request to receive and deny of the claim of KIIL Properties LLC vs City of St. Clair Shores and refer to the City Attorney for response  
Resolved to receive and deny the claim of KIIL Properties LLC vs City of St. Clair Shores and refer to the City Attorney for response.**
- j. Approval of B. Patrick v St. Clair Shores class action settlement agreement  
Resolved to Approve B. Patrick v St. Clair Shores class action settlement agreement.**

Roll Call Vote  
Ayes: All – 6

**10. UPDATES AND FOLLOW-UPS FROM COUNCIL MEETING**

- **Chapter 20 Drainage District Creation and Timeline** – This was provided to Council. HRC will provide an update this week. Phase 1 should be done in May/June.

**Item 10 (Cont'd):**

**Matthew Coppler, City Manager**

COVID-19 Update – He is working on preparing to bring employees back into the building and then to bring the public back into the building. Sneeze guards have been installed, and there will be rope barriers and markings on the floor. There will also be a sanitization station for people to use to disinfect.

**Police Chief Woodcox**

Personnel - No one has tested positive for the Coronavirus. We have minimized the chance of spread throughout the agency. There have been people out because of exposure to family members.

Reopening – Most of what they do is on the road, and those procedures will not change. Call volume has gone way down. They need to reopen the Records Bureau. Much of that can be done remotely.

One area they need to work out is fingerprinting as this is a very up-close process.

**Chris Rayes, Community Development and Inspections Director**

Permits/Inspections – They are finishing up any permits that have been submitted. They will start scheduling inspections. Starting Monday they will start noticing people on overgrown grass.

City Hall Parking Lot – The lot is 80 percent done. They will be doing Jefferson to the boat launch next week.

Blossom Heath Parking Lot – They should finish pouring it tomorrow.

**Henry Bowman, Parks and Recreation Director**

Golf Course – It is open, and they are scheduling people on the website or by calling the pro shop.

Marina – They have opened inside Civic Arena to allow people to make final boat payments and seasonal ramp payments.

Parks – The parks and fishing piers are being used. Everything is going well.

**Bryan Babcock, Department of Public Works Director**

Personnel - Things are going well. All employees are healthy. They are providing good separation. Face masks are required indoors and in close proximity with others. They are keeping up with roads and trees. They have a small office of two employees, and their new person is being trained.

**Fire Chief Piper**

Personnel – They are doing well. They had a couple occurrences with COVID-19 through family members and known exposure. Of the three tested, only one was positive with mild symptoms. Their administrative assistant has not been in the office. They are bringing her back on half days this week.

**William Gambill, Assistant City Manager**

Reopening City Hall – They are working on bringing employees back into the building. Stanchions have been purchased. Sneeze guards and signage regarding face masks are being installed.

Mayor Walby would like to know the status of the Brys Park grant.

Mr. Gambill said they have not received the agreement yet. He will follow up and get back with Council.

Mr. Vitale would like the 9 Mile boat ramp opened to relieve the additional traffic at Blossom Heath.

Mayor Walby stated he will talk to Candice Miller.

**11. COMMENTS BY INDIVIDUAL COUNCIL MEMBERS**

**Council Member Caron** spoke about Pete Rubino and how he will miss their council debates. He gave his condolences to the family.

He asked administration to contact Consumers Energy regarding the sidewalks they damaged on Englehardt.

**Item 11 (Cont'd):**

He would like administration to survey the newly planted trees on Visnaw in June to make sure they have survived.

He noted the walking path and beach area at Veterans Memorial Park need to be reinforced/repared.

Mayor Walby noted the walkway at Veterans Memorial Park has trip hazards that need immediate attention, and the Hetchler drain needs rip rap.

**Council Member Frederick** asked if sneeze shields are up at the Senior Center.

Mr. Bowman said the sneeze guard is up, they have a hand sanitizing station before you get to the window and there is one door for entering and one door for exiting. All staff members are wearing masks.

Mr. Frederick suggested we investigate installing a kiosk in city hall that is cleanable to help with traffic at the counters.

He spoke about Pete Rubino who was his friend and colleague as well as a family man. He extended his sympathy to family.

He thanked residents and employees for their efforts to stay healthy.

The Library is closed. All library materials that are checked out have a new return date of June 1<sup>st</sup>. The book drop is closed to the public. Patrons are encouraged to visit the Library website [www.scslibrary.org](http://www.scslibrary.org).

**Council Member Vitale** spoke about Pete Rubino and their Shores blogger days. He expressed his condolences to the Rubino family.

**Council Member Accica** spoke about Pete Rubino and how he would go out and fight for the residents. It was amazing. He expressed his condolences. Rest in peace Pete.

**Council Member Rusie** spoke about Pete Rubino and how he helped her and supported her. He changed her life when he worked with her to get elected. She gave her condolences to his family.

**12. CITY MANAGER'S REPORT - None**

**13. AUDIENCE PARTICIPATION (5 MINUTE TIME LIMIT)**

Mayor Walby reminded everyone to call in or email at this time to participate in this portion of the meeting.

Lindsay Card, St. Clair Shores resident, sent an email regarding the tree service bid which was read by the City Clerk.

**14. MAYOR'S COMMENTS**

Mayor Walby wished everyone a Happy Mother's Day.

He spoke about the GoFundMe account that is set up to help the Rubino children with their educational expenses.

He reminded everyone to tell someone you love them.

**15. ADJOURNMENT**

**Moved by Council Member Caron, supported by Council Member Frederick to adjourn at 9:20 p.m.**

Roll Call Vote  
Ayes: All – 6

---

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).