

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49

CITY OF CLIO
Regular Commission Meeting
Monday, September 19, 2016
6:00 p.m.

1. CALL TO ORDER/ROLL CALL

The Clio City Commission meeting was called to order by Mayor Smith at 6:00 p.m.

ROLL CALL:

Commission Members Present:

Commissioner Duane Mosher
Commissioner D.J. Williams
Commissioner Doug Vance
Commissioner Reuben Garcia
Commissioner David Fejedelem
Mayor Pro Tem Bonnie Bare
Mayor Robert Smith

Staff Present:

City Administrator, Eric Wiederhold
City Clerk, Linda Kingston
City Treasurer Don Dowell
DPS Superintendent, Shaun Slocum
City Attorney, Otis Stout
Police Chief, Rick Witham
City Engineer, Scott Dickerson

ABSENT: none

2. A. PUBLIC COMMENT

1) **Cynthia Promenchenkel, 622 N. Mill St., Clio, MI 48420** –complained of storm water drain being plugged on Poplar and Mill Street.

2) **Andrew Promenchenkel, 622 N. Mill St., Clio, MI 48420** - complained of storm water drain being plugged on Poplar and Mill Street.

B. PUBLIC HEARING – 2017 Vienna Street overnight construction work that is likely to result in noise between the hours of 9:00 p.m. and 7:00 a.m.

a) **Motion by Commissioner Vance, second by Commissioner Garcia** to open the public hearing for the 2017 Vienna Street project - overnight construction work that is likely to result in noise between the hours of 9:00 p.m. and 7:00 a.m. at 6:02 pm.

Voice Vote

Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith

Voting No: None

Absent: None

Motion Carried

Michigan Department of Transportation Project Engineer, Brian Doyle

Answered questions and explained the 2017 Vienna Street milling and resurfacing project and timeline.

A. Public Hearing Comments

1) **Richard Kimmerling, 515 W. Vienna St., Clio, MI 48420** –concerned for public safety and traffic issues during the construction. Glad to hear rerouting detour will be in place along with signage.

1 **b) Motion by Commissioner Mosher, second by Commissioner Garcia** to close the public
2 hearing for the 2017 Vienna Street project - overnight construction work that is likely to result
3 in noise between the hours of 9:00 p.m. and 7:00 a.m. at 6:21 pm

4 **Voice Vote**

5 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

6 **Voting No: None**

7 **Absent: None**

8 **Motion Carried**

9
10 **3. Approval of Agenda**

11 **Motion by Commissioner Mosher, second by Commissioner Williams** to approve the agenda as
12 presented

13 **Voice Vote**

14 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

15 **Voting No: None**

16 **Absent: None**

17 **Motion Carried**

18
19 **4. Approval of Minutes**

20 **a) Motion by Mayor Pro Tem Bare, second by Commissioner Garcia** to approve the
21 September 6, 2016 regular Commission meeting minutes

22 **Voice Vote**

23 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

24 **Voting No: None**

25 **Absent: None**

26 **Motion Carried**

27
28 **b) Motion by Commissioner Vance, second by Commissioner Garcia** to approve the
29 September 6, 2016 regular Closed Session meeting minutes - Easements

30 **Voice Vote**

31 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

32 **Voting No: None**

33 **Absent: None**

34 **Motion Carried**

35
36 **c) Motion by Mayor Pro Tem Bare, second by Commissioner Mosher** to approve the
37 September 6, 2016 regular Closed Session meeting minutes – 205 W. Johnson Street

38 **Voice Vote**

39 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

40 **Voting No: None**

41 **Absent: None**

42 **Motion Carried**

43
44 **5. Approval of Bills**

45 **Motion by Mayor Pro Tem Bare, second by Commissioner Garcia** to approve the bills in the
46 amount of \$49,711.51

47 **Roll Call**

48 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

49 **Voting No: None**

50 **Absent: None**

1 **Motion Carried**

2
3 **6. Unfinished Business**

4 **A. Special Event application – United Way of Genesee County - fundraising sign request in**
5 **Clock Park**

6 **Motion by Commissioner Mosher, second by Commissioner Vance to move agenda item and**
7 **defer to after 7G in New Business**

8 **Voice Vote**

9 **Voting Yes: Mosher, Williams, Garcia, Vance, Bare, Smith**

10 **Voting No: None**

11 **Absent: None**

12 **Motion Carried**

13
14 **7. New Business**

15 **A. 2017 Vienna Street overnight construction**

16 **Motion by Commissioner Mosher, second by Commissioner Garcia to approve the 2017**
17 **Vienna Street overnight construction (noise disturbance)**

18 **Voice Vote**

19 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

20 **Voting No: None**

21 **Absent: None**

22 **Motion Carried**

23
24 **B. Resolution 16-40 first reading of an ordinance amending and revising Chapter 20:**
25 **Building Regulations, Article II: Property Maintenance Code**

26 **Motion by Commissioner Mosher, second by Commissioner Vance to approve Resolution 16-**
27 **40 first reading of an ordinance amending and revising Chapter 20: Building Regulations, Article**
28 **II: Property Maintenance Code**

29 **Voice Vote**

30 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

31 **Voting No: None**

32 **Absent: None**

33 **Motion Carried**

34
35 **C. Resolution 16-41 reappointment John Rivett to the Compensation Commission**

36 **Motion by Mayor Pro Tem Bare, second by Commissioner Mosher to approve Resolution 16-**
37 **41reappointment to the Compensation Commission - John Rivett**

38 **Voice Vote**

39 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

40 **Voting No: None**

41 **Absent: None**

42 **Motion Carried**

43
44 **D. Resolution 16-42 appointment of the City of Clio Genesee County Water & Waste**
45 **Advisory Committee representative**

46 **Motion by Mayor Pro Tem Bare, second by Commissioner Vance to approve Resolution 16-42**
47 **appointment of the City of Clio, Genesee County Water & Waste Advisory Committee**
48 **representative – Commissioner Duane Mosher**

49 **Voice Vote**

50 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

1 **Voting No: None**

2 **Absent: None**

3 **Motion Carried**

4
5 **E. Resolution 16-43 appointment of the City of Clio Genesee County Water & Waste
6 Advisory Committee alternate representative**

7 **Motion by Commissioner Mosher, second by Mayor Pro Tem Bare** to approve Resolution 16-
8 43 appointment of the City of Clio, Genesee County Water & Waste Advisory Committee
9 alternate representative – Commissioner Reuben Garcia

10 **Voice Vote**

11 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

12 **Voting No: None**

13 **Absent: None**

14 **Motion Carried**

15
16 **F. Resolution 16-44 appointment of the Genesee County Metropolitan Alliance
17 representative**

18 **Motion by Mayor Pro Tem Bare, second by Commissioner Garcia** to approve Resolution 16-
19 44 appointment of the Genesee County Metropolitan Alliance representative – Commissioner
20 Duane Mosher

21 **Voice Vote**

22 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

23 **Voting No: None**

24 **Absent: None**

25 **Motion Carried**

26
27 **G. Resolution 16-45 appointment of the Genesee County Metropolitan Alliance alternate
28 representative -**

29 **Motion by Commissioner Vance, second by Commissioner Mosher** to approve Resolution 16-
30 45 appointment of the Genesee County Metropolitan Alliance alternate representative -
31 Commissioner Reuben Garcia

32 **Voice Vote**

33 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

34 **Voting No: None**

35 **Absent: None**

36 **Motion Carried**

37
38 **H. Resolution 16-46 appointment of the Genesee County 911 Consortium representative -**

39 **Motion by Mayor Pro Tem Bare, second by Commissioner Garcia** to approve Resolution 16-
40 46 appointment of the Genesee County 911 Consortium representative – Commissioner Doug
41 Vance

42 **Voice Vote**

43 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

44 **Voting No: None**

45 **Absent: None**

46 **Motion Carried**

47
48 **H. Clock Park 5 year lease agreement**

49 **Motion by Commissioner Mosher, second by Mayor Pro Tem Bare** to approve the Clock Park
50 5 year lease agreement

1 **Voice Vote**

2 **Voting Yes: Mosher, Williams, Garcia, Vance, Fejedelem, Bare, Smith**

3 **Voting No: None**

4 **Absent: None**

5 **Motion Carried**

6
7 **8. Staff Reports**

8 **City Administrator** – Wiederhold reported on 126 and 130 E. Vienna Street properties and new
9 owner. Eric had an opportunity to inform the new owner of the parking lot zoning code non-
10 compliant issues, and the outstanding court order with the current owner. This order had to be
11 compliant by June 1, 2016 and to-date has not installed a hard-surface parking lot. The new
12 owner was completely unaware of the zoning code issues.

13 City Commissioner Reuben Garcia requested to place the North Downtown Ally driveway on the
14 agenda for the next regular Commission meeting, October 3, 2016 to discuss if there is a safer
15 ingress/egress. Eric additionally reported on the Michigan Natural Trust Fund Grant application
16 grade score. It appears that the City Park bathrooms scored higher than last year and the road
17 improvement received a lower score. He is not certain why the change in scoring. Wiederhold
18 would like to resolve the 131 Griffes Street issue by October 3rd. He has been in contact with the
19 MML – Meadowbrook Insurance carrier and if Commissioners would like to speak to him after
20 the meeting tonight, he will speak to them in private.

21 **City Attorney** – Stout reported he has settled the easement with Ray Short. Otis has filed on
22 three outstanding easements. Rite Aid is in default because of non-response.

23 **Chief of Police** – Witham reported that police cruiser #109 is at the builders removing items for
24 #117 to prep and have ready for road use. Witham clarified that the Clio High School
25 Homecoming Parade date is October 7th. Additionally, Chief reported on the recent bomb-threat
26 made on the Administrative building and high school. It was classified as a low-level threat
27 where students were able to continue lessons in the classroom. In lieu of soft lockdown, the
28 police department takes bomb threats very seriously.

29 **Treasurer** – received the USDA Police cruiser monies of \$11,000.00 this week.

30 **City Engineer-** Genesee County Water and Waste Services located a sanitary sewer manhole,
31 which will help with the Hughes and Pine Street plan. Dickerson is working on potential scrap-
32 tire grant applications.

33 **Clerk** –Kingston reported that the supreme court ruled in favor of keeping the straight party oval
34 option on the November 8, 2016 General Election ballot. Additionally, Kingston announced that
35 Plante Moran auditors will be here next week and may want to interview several Commissioners.
36 Kingston read a thank you card from a resident that lives in Columbiaville and travels through the
37 city. Janice Badgley stated that the beauty of the flowers in the city and by I-75 expressway make
38 everything look better and help cheer everyone up.

39 **DPS Superintendent-** Slocum uncovered drain line successfully. Park drain appears to be better.
40

41 **9. Commissioner comments/Committee reports**

42 **Commissioner Mosher** – reviewed the history of the disputed violation for 126 and 130 E.
43 Vienna Street parking lot. Congratulations and kudos to Eric, Otis, and Chief for enforcing.

44 **Commissioner Vance** – attended Fire Authority and was able to see the new fire truck. Vance
45 also reported that the Planning Commission will be meeting next Wednesday finalizing the
46 Master Plan.

47 **Commissioner Garcia** – Clio Proud & Strong is scheduling a fall clean-up in October. The Clio
48 Proud & Strong Loyalty cards kick off will help downtown businesses.

49 **Commissioner Williams** – unable to attend the Veterans board meeting. Open House is October
50 8th from 10 am to 8 pm. There is a fundraiser benefit for Clio Fire Department Fallen Fighter –

1 Mike Wager’s family at Birch Run - Buffalo Wild Wings, 8811 Main Street, September 21, 2016
2 from 5pm -9pm. 15% of the food sales (less alcohol) will be donated to the family.

3 **Commissioner Fejedelem-** none

4 **Mayor Pro Tem Bare-** attended Fire Authority, was able to see the new fire truck, very nice.
5 Chief Paulson announced that there are ten new recruits. Parks & Recreation had a good
6 meeting. Representative Pam Faris attended and is assisting with obtaining park cameras. Their
7 October meeting will be attended by Genesee County Metropolitan Planning Commission
8 representative to review and assist with camera project. Kevin Keane spoke about the 25% to
9 30% cost saving when replacing street lights with LED lighting and the need for a long-term
10 street light replacement plan. Bonnie’s Mom passed; it has been a tough week.

11 **Mayor Bob Smith—** No meeting held for Amphitheater this month.

12
13 **10. Excuse Absent Members – none**

14
15 **11. Mayor Smith adjourned the meeting at 7:10 p.m.**

16
17
18
19
20
21 _____
Robert Smith, Mayor

_____ Date

_____ Linda Kingston, City Clerk

_____ Date