

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

**CITY OF CLIO**  
**Regular Commission Meeting**  
**Monday, August 20, 2018**  
**6:00 p.m.**

**1. CALL TO ORDER/ROLL CALL**

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

**ROLL CALL:**

**Commission Members Present:**

Commissioner Duane Mosher  
Commissioner David Fejedelem  
Commissioner Reuben Garcia  
Commissioner Robert Smith  
Commissioner DJ Williams  
Mayor Pro Tem Vance  
Mayor Bonnie Bare

**Staff Present:**

City Administrator, Eric Wiederhold  
City Clerk, Linda Kingston  
Police Chief, Rick Witham  
City Attorney, Otis Stout  
Rowe Engineer, Dean Oparka

**ABSENT:** City Treasurer, Donald Dowell and DPS Superintendent, Arnold Brown

**2. A. Public Comment**

1. **John Daly, 234 Campbell St., Clio** – Police vehicles should not be left out all winter to be covered with snow and ice. Would like to see them ready to go for emergencies.
2. **Tom Yost, 11352 Colonial Woods Dr., Clio**- Apologized for last months comment regarding the Vacant and Abandoned Property Ordinance. Mr. Yost has several sample ordinances where municipalities offer an appeal process. He would like the City's Vacant and Abandoned Property Ordinance to include an appeal process. Mr. Yost will email the City Clerk the research paper and sample ordinances that he has compiled, and in turn Clerk, Linda Kingston will forward to the Commissioners.
3. **Ms. Tabitha Marsh, 30006 Gregory, Grand Blanc, 48439** – introduced herself to the Commissioners as a candidate for Circuit Court Judge during the November 6, 2018 General Election.

**3. Approval of Agenda**

**Motion by Commissioner Smith, second by Commissioner Williams** to approve the agenda as presented

**Voice Vote**

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

**Voting No: None**

**Absent: None**

**Motion Carried**

**4. Approval of Minutes**

**Motion by Mayor Pro Tem Vance, second by Commissioner Smith** to approve the August 6, 2018 regular Commission meeting minutes

**Voice Vote**

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

1 **Voting No: None**

2 **Absent: None**

3 **Motion Carried**

4  
5 **5. Approval of Bills**

6 **a. Motion by Commissioner Mosher, second by Commissioner Garcia** to approve the bills in  
7 the amount of **\$129,450.11**

8 **Roll Call**

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

10 **Voting No: None**

11 **Absent: None**

12 **Motion Carried**

13  
14 **b. Motion by Mayor Pro Tem Vance, second by Commissioner Fejedelem** to approve the  
15 USDA bill in the amount of **\$419,408.85**

16 **Roll Call**

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

18 **Voting No: None**

19 **Absent: None**

20 **Motion Carried**

21  
22 **c. Motion by Commissioner Smith, second by Commissioner Garcia** to approve the USDA  
23 bill in the amount of **\$11,500.00**

24 **Roll Call**

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

26 **Voting No: None**

27 **Absent: None**

28 **Motion Carried**

29  
30 **d. Motion by Commissioner Garcia, second by Commissioner Williams** to approve the  
31 USDA bill in the amount of **\$265.00**

32 **Roll Call**

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

34 **Voting No: None**

35 **Absent: None**

36 **Motion Carried**

37  
38 **6. Unfinished Business**

39 **A. 233 Campbell Street Realtor**

40 **Motion by Commissioner Garcia, second by Commissioner Williams** to approve the selection  
41 of Realtor, Marie Thompson as agent for sale of 233 Campbell Street

42 **Roll Call**

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

44 **Voting No: Fejedelem, Smith**

45 **Absent: None**

46 **Motion Carried**

47  
48 **B. 233 Campbell Street Realtor listing**

1 **Motion by Commissioner Smith, second by Mayor Pro Tem Vance** to approve the listing  
2 contract with Real Estate Agent, Marie Thompson for a period of 90 days.

3 **Roll Call**

4 **Voting Yes: Mosher, Garcia, Williams, Vance, Fejedelem, Smith**

5 **Voting No: Bare**

6 **Absent: None**

7 **Motion Carried**

8  
9 **7. New Business**

10 **A. Tacoma Ct – 811 & 881**

11 City Administrator Eric Wiederhold presented brief history, along with dated pictures of code  
12 issues and violations on the properties. Noting that violations were identified as:

13 507.1 General. Drainage of roofs and paved areas, yards and courts, and other open areas on the  
14 premises shall not be discharged in a manner that creates a public nuisance.

15 Between August 4, 2015 and June 27, 2018, eight Property Maintenance Code violations have  
16 been issued to the above properties.

17  
18 *Pursuant to the 2015 International Property Maintenance Code Section, 111.1 Application for*  
19 *appeal, any person directly affected by a decision of the code official or a notice or order issued*  
20 *under this code shall have the right to appeal to the board of appeals, provided that a written*  
21 *application for appeal is filed within 20 days after the day the decision, notice or order was*  
22 *served. An application for appeal shall be based on a claim that the true intent of this code or*  
23 *the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this*  
24 *code do not fully apply, or the requirements of this code are adequately satisfied by other*  
25 *means.*

26  
27 On August 26, 2015 the Planning Commission approved a Zoning Permit Application.

28 Motion by Commissioner Fureigh, second by Commissioner Leininger to approve the 881 Tacoma  
29 Zoning Permit Application for a Storm Water Drainage system installation, contingent upon  
30 engineer approval. Voice Vote: Motion Carried

- 31  
32
- 33 • July 2, 2018 - Surface water sample found traces of chlorine.
  - 34 • July 3, 2018 - No leaks identified when valve was inspected.
  - 35 • August 1, 2018 – Surface water sample did not find any traces of chlorine.
  - 36 • August 8, 2018 – Sound test performed by Michigan Rural Water did not detect a leak.
  - 37 • August 14, 2018 – Surface water sample did not find any traces of chlorine nor fluoride.

38 The Commission is aware of the past history of Property Maintenance Code violations and will  
39 rely on City Administrator Eric Wiederhold to work with property owner, Dennis Fuller to find  
40 resolution and resolve issues within a reasonable time frame.

41  
42 **B. Engineering proposal – City Park Trailhead – Spicer Group**

43 The Commissioners would like to see additional proposals come forward, after which they will  
44 consider this item up in another two weeks at the September 4, 2018 Regular Commission  
45 meeting.

46  
47 **C. Special Event application – Back to School event – September 29, 2018**

1 **Motion by Commissioner Mosher, second by Commissioner Fejedelem** to approve the Special  
2 Event application – Back to School event – September 29, 2018 contingent on all required  
3 paperwork is in order.

4 **Voice Vote**

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

6 **Voting No: None**

7 **Absent: None**

8 **Motion Carried**

9  
10 **D. Charter Review Committee**

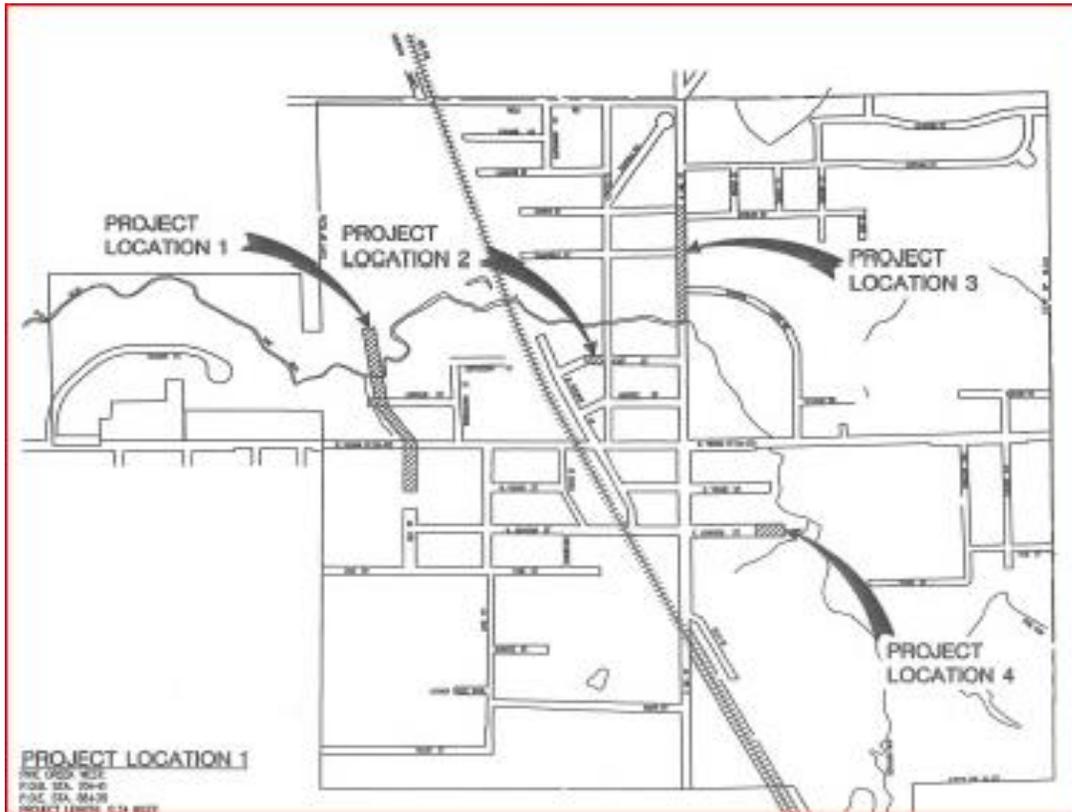
11 The Charter Review Committee would consist of Mayor Bonnie Bare, Mayor Pro Tem Doug  
12 Vance, Commissioner Duane Mosher, Commissioner Reuben Garcia, City Attorney Otis Stout  
13 and City Administrator Eric Wiederhold. The meeting would have to be posted accordingly with  
14 the Open Meetings Act. Their first meeting will be held Wednesday, September 19, 2018, 6:00 pm  
15 at City Hall.

16  
17 **E. City of Clio Asset Management Plan Sanitary Sewer Collection System, Draft – June**  
18 **2018 discussion**

19 City Administrator Eric Wiederhold presented a power point presentation of Sanitary Sewer  
20 considerations. Eric recommended that a committee be formed to review critical areas of the  
21 system and make recommendations to the Commission.

22  
23 **The committee would consist of DPS Superintendent, Arnold Brown, City Administrator Eric**  
24 **Wiederhold, Rowe Engineer, Dean Oparka, Mayor Bonnie Bare, Mayor Pro Tem Doug**  
25 **Vance, and Commissioner Robert Smith. Commissioner Duane Mosher would be the**  
26 **alternate.**

6. Five-Year Capital Improvements	
a. SRF Project as Designed	
Project 1 Pipe Replacement	\$914,000
Project 2 Pipe Replacement	\$137,000
Project 3 Pipe Replacement	\$476,500
Project 4 Pipe Replacement	\$193,000
<b>FIVE-YEAR CIP AS DESIGNED TOTAL \$1,720,500</b>	
b. Recommended Project	
Project 5 Pipe Replacement	\$200,000
<b>FIVE-YEAR CIP WITH PROJECT 5 TOTAL \$1,920,500</b>	



1  
2  
3 Additionally, Wiederhold noted that the two-million-dollar project does not include engineering.  
4 He also reported when factoring the cost of a Vac truck, it would be grant eligible.  
5

## 6 **8. Staff Reports**

7 **City Administrator** – Wiederhold reported Watermain project continues. Road work should be  
8 completed by the end of the week. Thank you to the public for staying throughout the commission  
9 meeting.

10 **City Attorney** – Stout nothing to report. Judge just returning from vacation. September 14<sup>th</sup> is the  
11 City's next court date. Judge Goggin's is in national news today regarding the Flint Director of  
12 Health.

13 **City Treasurer-** absent

14 **Chief of Police** – Chief Rick Witham reported that his department continues to look for new part-  
15 time officers, he has received three additional applications, however none with experience. The  
16 department is busy with fingerprinting. Working with School Superintendent on Active Shooter  
17 training.

18 **City Engineer-** Dean Oparka reported that they have resolved a similar water issue in  
19 Farmington Hills cemetery, and found it was a broken service line.

20 **DPS Superintendent-** Amphitheater flooding has been an issue. Brown has successfully installed  
21 a couple of downspouts to divert the water. Water coming from the sides need to be addressed.  
22 Brown continues the curb box exercise.

23 **Clerk** – Kingston reported that the August 7, 2018 State Primary Election was up 10% from  
24 previous Primary elections. The Primary Election was busy, but smooth. Additionally, Kingston  
25 reported that she has received a FOIA request for the November 8, 2016 general election (5  
26 weeks from destruction date) from an Emily. The State Election Bureau, Lori A.

27 Bourbonais, Manager of the Election Liaison Section has sent a memo to Michigan Clerks

1 alerting us to this request. Lori A. Bourbonais includes a Memo to the Clerks  
2 regarding rules/laws for viewing and/or handling of ballots.  
3 My question is it possible for the Michigan Clerks to fill a FOIA request for voted ballots  
4 efficiently, legally, and what is the best way to calculate costs involved for such a  
5 laborious request? Should we call in election inspectors to assist? Should this be a county or  
6 state-wide effort? Clio is a small municipality, I can't imagine how larger municipalities would  
7 handle. Possibly, the Michigan State's legal team should respond. Is this person a real person? I  
8 have copied City Attorney, Otis Stout the FOIA and State correspondences.  
9 Reminder to all the Commissioners that the next Commission meeting will be held on Tuesday,  
10 September 4, 2018 because of Labor Day.

11  
12 **9. Commissioner comments/Committee reports**

13 **Commissioner Fejedelem-** thanked Clerk Kingston for running a great election, despite the long  
14 hours. Additionally, appreciates the public attendance and their comments.

15 **Commissioner Mosher** – none

16 **Commissioner Smith** –will be heading to the 7<sup>th</sup> Amphitheater show tonight hosting, the Johnny  
17 Cash Tribute.

18 **Mayor Pro Tem Vance** – no Planning Commission meeting this month. Fire Authority passed  
19 their qualified audit, he will give a copy to Clerk Kingston. Vance will be on vacation and miss  
20 the next, possibly two Commission meetings.

21 **Commissioner Garcia** – none

22 **Commissioner Williams** – spoke of the Fire Department “Backing the Badge” and the second  
23 highest suicide statistics. October 13, 2018 from 10:00 am to 2:00 pm the Fire Department will  
24 host their Fire Prevention program. Williams also spoke on the installation of Knox Boxes be  
25 made mandatory for all new builds in the township. A Knox Box holds master keys, contact  
26 information along with various lists, hazards, etc.

27 **Mayor Bare** – the Vacant & Abandoned Property Ordinance committee will be held August 29,  
28 2018 at 5:30 pm, City Hall.

29  
30 **10. Excuse Absent Members –None**

31  
32 **11. Mayor Bare adjourned the meeting at 7:34 p.m.**

33  
34  
35  
36  
37 \_\_\_\_\_  
Bonnie Bare, Mayor

\_\_\_\_\_ Date

\_\_\_\_\_ Linda Kingston, Clerk

\_\_\_\_\_ Date