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CITY OF CLIO
Regular Commission Meeting
Monday, January 7, 2019
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 DJ Williams
Commissioner Robert Smith
Mayor Pro Tem Doug Vance
Mayor Bonnie Bare

Staff Present:

City Administrator, Eric Wiederhold
City Clerk, Linda Kingston
Police Chief, Rick Witham
City Treasurer, Donald Dowell
DPS Superintendent, Arnold Brown
City Attorney, Otis Stout
Rowe Engineer, Dean Oparka

ABSENT: none

2. A. Public Comment - none

3. Approval of Agenda

Motion by Mayor Pro Tem Vance, second by Commissioner Garcia 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 Commissioner Garcia, second by Commissioner Williams to approve the December 17, 2018 regular Commission meeting minutes changing New Business B). motion was made by Vance, Smith was absent.

Voice Vote

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

Voting No: None

Absent: None

Motion Carried

5. Approval of Bills

Motion by Commissioner Mosher, second by Mayor Pro Tem Vance to approve the bills in the amount of \$132,284.73

Roll Call

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

Voting No: None

1 **Absent: None**

2 **Motion Carried**

3
4 **6. Unfinished Business – none**

5
6 **7. New Business**

7 **A. Amphitheater - Hyperman Productions 2019 contract - \$4,200**

8 **Motion by Mayor Pro Tem Vance, second by Commissioner Mosher** to approve the
9 Amphitheater - Hyperman Productions 2019 contract - \$4,200

10 **Roll Call**

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

12 **Voting No: None**

13 **Absent: None**

14 **Motion Carried**

15
16 **B. Interim Police Chief appointment**

17 **Motion by Commissioner Williams, second by Commissioner Garcia** to approve the temporary
18 Police Chief appointment Sergeant Sam Urbina

19 **Voice Vote**

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

21 **Voting No: None**

22 **Absent: None**

23 **Motion Carried**

24
25 **C. Marijuana Opt-out options and discussion**

26 City Administrator Eric Wiederhold opened discussion explaining that the City Commission is
27 asked to consider whether or not the City should “opt-out” of the establishment of commercial
28 marijuana enterprises. Wiederhold reported that opting-out does not change the status of medical
29 or recreational marijuana within the City, but whether or not a commercial marijuana enterprise
30 may locate in the City. Additionally, he explained that the City can establish specific zoning for
31 this type of use.

32 Police Chief, Rick Witham reported that there is complete information online at LARA (Michigan
33 Department of Licensing and Regulatory Affairs). The Michigan Regulation and Taxation of
34 Marihuana Act (Proposal 1) was passed by the voters of the state of Michigan on November 6,
35 2018. It became law on December 6, 2018. Language and FAQ’s can be found on their website.
36 Proposal 1 will establish six categories of licenses for marijuana businesses: cultivators,
37 processors, testing facilities, secure transporters, retail stores, and microbusinesses. Like
38 Michigan’s 2016 medical marijuana law, communities will have the ability to regulate, ban, or
39 limit the number of marijuana businesses in their communities. This initiative creates three classes
40 of cultivator licenses: the Class A “microgrower” license will allow for the cultivation of up to
41 100 marijuana plants; the Class B license will allow for the cultivation of up to 500 plants; and the
42 Class C license will allow for the cultivation of up to 2,000 plants. No one will be allowed to hold
43 more than five grower licenses of any type at the same time through 2023. After that point, the cap
44 will be lifted. Microbusinesses – similar to microbreweries or microdistilleries – are licensed to
45 cultivate up to 150 marijuana plants and process, package, and sell directly to consumers. They
46 help ensure opportunities for small businesses.

47 Mayor Bare requested that this be placed on the next City Commission agenda, January 22, 2019
48 as an action item. Bare reported that this new law was discussed at small cities meeting last

1 month. Many municipalities are opting out to allow more time to explore the new Michigan
2 Regulation and Taxation of Marihuana Act (Proposal 1) laws.
3

4 **8. Staff Reports**

5 **City Administrator** – Wiederhold had no report, unless Commissioners had questions.

6 **City Attorney** –reported that he attended court last week and came to a resolution for the 530 W.
7 Vienna property.

8 **City Treasurer-** reported that he has been working with official payments to add products to
9 accept credit card payments at the counter. The official payments (credit card payments) and
10 BS&A software program will allow payments to be accepted online as well. The utility bill will
11 give up to date and real time information to residents. He has ordered and received new checks to
12 make the bank change transition smooth.

13 **Chief of Police** – Chief Rick Witham reported that the new hire, (Fire Inspector) Officer Leonard
14 Jaskulka was unable to show up for a work shift. Witham has a new applicant that is going
15 through the background check currently and things look good at this point. Chief thanked the
16 Commissioners for approving the temporary Police Chief appointment, Sergeant Sam Urbina. Chief
17 knee surgery and short-term disability will begin January 25, 2019. He will be in attendance for the
18 next Commission meeting.

19 **City Engineer-** no report

20 **DPS Superintendent-** reported that he will be presenting the Commissioners with bids/estimates
21 for several items for next year's budget. Christmas lights repair and/or replacement, Park Pavilion
22 restructure and reroofing, LED lights for city hall and Smith Street pump station replacement.
23 Brown explained the ongoing issues with the current Smith Street pump and the alarm constantly
24 being activated. The main culprits are Roxbury Apartments and VG's. A special assessment for
25 the pump station may be a consideration.

26 **Clerk** – Kingston reminded Commissioners that the next regular Commission meeting will be
27 held on Tuesday, January 22, 2019 in observance of the City office being closed for Martin
28 Luther King Day, Monday, January 21, 2019.
29

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

31 **Commissioner Fejedelem-** no report

32 **Commissioner Mosher** – attended both Metro Alliance (holiday party) and Water and Waste.
33 Genesee County Water and Waste continues with the appeal process for the replacement of
34 service lines.

35 **Commissioner Smith** – no report

36 **Mayor Pro Tem Vance** – will try to attend 911 Consortium meeting tomorrow. Fire Authority is
37 tomorrow as well. Veterans Park meeting is this Wednesday. It was a big expense; however, the
38 City Clock has been repaired and is working.

39 **Commissioner Garcia** – no report

40 **Commissioner Williams** – reported that because of his new work schedule, he will not be able to
41 attend the next Commission meeting, Tuesday, January 22, 2019.

42 Williams is unable to attend most Veterans meetings since they are on Wednesdays due to his
43 work schedule. Unfortunately, Williams will not be able to attend the 911 Consortium meetings,
44 due to conflicting with his work schedule.

45 **Mayor Bare** – no report
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47 **10. Excuse Absent Members – none**

48 **11. Mayor Bare adjourned the meeting at 6:55 p.m.**

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Bonnie Bare, Mayor

Date

Linda Kingston, Clerk

Date