

The regular meeting of the Clare City Commission was called to order by Mayor Pat Humphrey in the Commission Chambers, at 6:00 p.m., who led the Pledge of Allegiance. Present were: Commissioners Bill Horwood, Pat Humphrey, John Koch, Tom Koch and Jean McConnell. Absent: None. Also present were Ken Hibl, City Manager; Steve Kingsbury, Treasurer and Finance Director; John Holland, Waste Water Superintendent; Dwayne Miedzianowski, City Police Chief; and Diane Schmidt, City Clerk.

2. CONSENT AGENDA:

Moved by Commissioner Jean McConnell second by Commissioner Tom Koch to approve the items listed with an asterisk (*) (Minutes, Agenda, Communications, Approval of Bills, Second Reading of Ordinance Amendment 2009-005) that are considered to be routine by the City Commission with exception to two items that Commissioner John Koch requested be removed from the consent agenda for further discussion: a Michigan Municipal League health insurance invoice from the bills list and a court order for Mr. Lynn Hill from the communications list. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, John Koch, Tom Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

3. *APPROVAL OF MINUTES:

Consent Agenda Approval.

4. *APPROVAL OF AGENDA:

Consent Agenda Approval.

5. PUBLIC COMMENT: - Kelly Koch, 1461 Woodlawn Ave., Clare, read a lengthy statement regarding a letter that expressed the Mayors decision not to reappoint her to the Parks and Recreation Advisory Board. Mrs. Koch questioned the need for representation of special interest groups on the Parks and Recreation Advisory Board, the procedure used to appoint members to Parks and Recreation Advisory Board, and the belated notification; Jon Ringleberg, 5986 E. Dover Rd., Clare, Marian Matyn, 1469 Woodlawn Ave., Clare, Rose Michels, 416 Forest, and Doug Randle, 314 E. Second St., Clare, all made statements related to the topic.

6. OLD BUSINESS/UNFINISHED BUSINESS: None

7. NEW BUSINESS:

A. RECONITION - KELLY KOCH

Motion by Commissioner Jean McConnell second by Commissioner Bill Horwood to approve recognition of Kelly Koch for her service on the Parks and Recreation Advisory Board, by adoption of Resolution 2010-002.

Subsequent motion by Commissioner Tom Koch second by Commissioner Jean McConnell to amend Resolution 2010-002 to include reappointing Kelly Koch to a three year term on the Parks and Recreation Advisory Board. Roll call vote: Yeas: Commissioners John Koch, and Tom Koch. Nays: Bill Horwood, Pat Humphrey, and Jean McConnell. Absent: None. *Motion Defeated.*

Main motion roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

Motion by Commissioner Bill Horwood second by Commissioner Jean McConnell to hold in abeyance all current and future board and committee appointments until the Commission can resolve, at a subsequent meeting, the process and procedures for appointing board and committee members. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

B. RECOGNITION- CLARE POLICE DEPARTMENT OFFICERS OF THE YEAR (OFFICER BRIAN GREGORY; CORPORAL PAUL MORNINGSTAR; POLICE CADET JARRED WENTWORTH).

Commissioners recognized Officer Brian Gregory, Auxiliary Officer Paul Morningstar, and Cadet Jarred Wentworth for being designated officers' of the year by the City Police Department.

C. OVERVIEW OF NEIGHBORHOOD WATCH PROGRAM.

Bob Andriotti presented an overview of the Neighborhood Watch Program to commissioners.

D. RENEWAL OF MEMAC.

Motion by Commissioner Jean McConnell second by Commissioner Bill Horwood to approve adoption of the Michigan Emergency Management Assistance Compact in order to maximize the prompt, full, and effective use of resources of all participating governments in the event of an emergency or disaster, authorizing the request, provision, and receipt of inter-jurisdictional mutual assistance in accordance with the State of Michigan Emergency Management Act, Act 390 of the Public Acts of 1976, as amended M.C.L. 30.401 et.seq. authorizing the State and its political subdivisions to provide emergency aid and assistance in the event of a disaster or emergency, by adoption of Resolution 2010-004. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

E. CHARITABLE GAMING LICENSE – CLARE UNITED WAY.

Motion by Commissioner Bill Horwood second by Commissioner Jean McConnell to approve a request for a charitable gaming license for Clare United Way by adoption of Resolution 2010-005. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

F. REVISION OF CHAPTER 52 (ZONING) OF THE ORDINANCE CODES OF THE CITY OF CLARE (ORDINANCE 2009-005).

*Second reading of proposed Ordinance Revision-Consent Agenda Approval.

Motion by Commissioner Bill Horwood second by Commissioner John Koch to approve adoption of Ordinance 2009-005 by adoption of Resolution 2010-003.

Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

8. TREASURER'S REPORT

Treasurer's report was received

9. *DEPARTMENT REPORTS

Consent Agenda Approval.

10. CITY MANAGER'S REPORT

Clare Planning Commission Meeting. The monthly City Planning Commission meeting is scheduled for 6:30 pm on January 13th. Agenda items include an IDC presentation regarding industrial park development; consideration of Ordinance 2009-005; and the proposal to partner with MMCAA for rehabilitation of the Clare Railroad Depot. I will provide the City Commission a synopsis of the Planning Commission's decisions and recommendations at the January 18th meeting.

New Water/Wastewater Department Part-Time Employee. John Nabbefeld, our new WWT part-time employee, is scheduled to be present at the January 18th meeting to allow the City Commission an opportunity to meet him.

Main Street Accreditation. As the City Commission is aware, we receive an annual evaluation by representatives of the Michigan Main Street Program. We received accreditation as a full-fledged Main Street Community last year and expected that we would receive Master Main Street Community designation this year. But much to our surprise, the evaluation team informed us (*see copy of att'd letter*) that we were not complying with all administrative requirements of the Program; consequently, we are currently on "probation". The Main Street Board discussed the evaluation results and whether we desired to take the necessary actions to attain compliance or simply allow our Main Street designation lapse; the Board unanimously decided (*see copy of att'd letter*) to take the steps necessary to correct our deficiencies. We have started the necessary remedial/corrective actions.

Annual Drinking Water Quality Report. The Report is attached for the Commission's review and consideration.

ISO Rating Chief Chapman informed the City Commission at our last scheduled meeting that we had attained a new Protection Class Rating of 4; a copy of the letter outlining this new rating is attached for the Commission's review. We have provided a copy of the letter outlining the rating change to seven of our insurance agents/companies in Clare and have sent a letter (*see sample copy*) to approximately 330 business and property owners in the City informing them of the change in rating.

Summary of Work-Related Injuries & Illnesses. Our annual report to OSHA of work-related injuries for the past year is attached for the Commission's review. As indicated, we had five minor (cuts, bruises, slips & falls, etc.) reportable injuries but no loss of days from work.

11. COMMUNICATIONS:

Commissioners discussed a court order removed from the consent agenda. All other communications were approved by *Consent Agenda.

Court Order. The city received an order from the Clare County Circuit Court regarding a zoning violation case that we have been attempting to enforce for approximately two years.

* Request for Consideration. The Mayor received correspondence from a Clare resident regarding an expressed interest in appointment to the Pere Marquette District Library Board. This particular board position (one-year rotating appointment) becomes available on July 1st.

*Notice of Violation of Ordinance Code. The City offered a letter regarding a violation of the City's utility ordinance codes.

*Award of Tax Exemption Certificate. The City received notice that the recommended tax abatement of Integrity Printing is approved.

*Zoning Compliance Certificate. The City provided approval of a zoning compliance permit application.

*Denial of Request for Reimbursement. Mrs. Barbara Bell requested that the City reimburse her for one-half of her costs for connection to the City's sanitary sewer system; The request was denied.

*Notice of Payment. The City received correspondence from the MDNR notifying us of their approval of our most recent request for reimbursement for costs associated with construction of the rail-trail.

*Notice of Election Law Change. The City received a memorandum from the state regarding this subject.

12. APPROVAL OF BILLS:

Commissioners discussed a Michigan Municipal League health insurance invoice removed from the consent agenda by John Koch. All other bills were approved by *Consent Agenda.

13. EXTENDED PUBLIC COMMENT: Kelly Koch, Woodlawn Ave., Clare, requested reiteration of an earlier motion related to board and committee appointments.

14. COMMISSION DISCUSSION TOPIC: None

15. ADJOURNMENT:

Motion by Commissioner Jean McConnell second by Commissioner Bill Horwood to adjourn. Ayes: All. Nays: None. Absent: None. *Motion Approved.*

Meeting adjourned at 7:24 p.m.

Pat Humphrey, Mayor

Diane Schmidt, City Clerk