



# CITY OF CLARE

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## CLARE CITY COMMISSION

Monday, November 9, 2009

8:00 p.m.  
AGENDA

### CITY HALL

Ph 989/386-7541  
Fx 989/386-4508  
[www.cityofclare.org](http://www.cityofclare.org)

### DEPARTMENT OF PUBLIC WORKS

Ph 989/386-2182  
Fx 989/386-3445

### W/WWT PLANT

Ph 989/386-2321  
Fx 989/386-2387

### POLICE DEPT.

Non-emergency  
Ph 989/386-2121  
Fx 989/386-0440

### FIRE DEPT. NON-EMERGENCY

Ph 989/386-2151  
Fx 989/386-3020

### PARKS & RECREATION

Ph 989/386-7541  
Fx 989/386-4508

### AIRPORT

Ph 989/386-0445  
Fx 989/386-4508

### MAIN STREET MANAGER

Ph 989/386-9190  
Fx 989/386-9190

1. CALL TO
  - A. Pledge of Allegiance
  - B. Roll Call
2. CONSENT AGENDA – All items listed with an asterisk (\*) are considered to be routine by the City Commission and shall be enacted by one motion. There will be no separate discussion of these items unless a Commissioner or citizen requests to do so, in which event the item shall be removed from the General Order of Business and considered in its normal sequence on the agenda.
3. \*APPROVAL OF MINUTES
4. \*APPROVAL OF AGENDA
5. PUBLIC COMMENT
6. OLD/UNFINISHED BUSINESS - None
7. NEW BUSINESS
  - A. Oath of Office
    - (1) Commissioner Bill Horwood
    - (2) Commissioner Pat Humphrey
  - B. Election of Mayor
  - C. Selection of Mayor Pro Tem
  - D. \*Board & Committee Appointments
    - (1) \*Downtown Development Authority & Main Street Board (Mr. Jim Allen)
    - (2) \*Tree Advocacy Group (Mr. Ron Verch, Mr. Mel Johns, Mr. John Audretsch, & Ms. Jeanne Sheelander)
    - (3) \*Zoning Board of Appeals (Dr. Kurt Keppner)
8. EXTENDED PUBLIC COMMENT
9. COMMISSION DISCUSSION TOPICS
10. \*APPROVAL OF BILLS
11. ADJOURNMENT

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, Jean McConnell. Absent: None. Also present were Ken Hibl, City Manager; Steven Kingsbury, Finance Director/Treasurer; Jim Chapman, Fire Chief; Lori Schuh, Main Street Manager; Bob Bonham, Director of Public Works; and Sarah Schumacher, Deputy City Clerk.

2. CONSENT AGENDA:

Moved by Commissioner Jean McConnell second by Commissioner John Koch to approve the items listed with an asterisk (\*) that are considered to be routine by the City Commission (Minutes, Agenda, Board and Committee Appointment-Jan Winter, Main Street Manager's Report, Communications, Approval of Bill and second reading of proposed Ordinance revision 2009-004). 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: - None.

6. OLD BUSINESS/UNFINISHED BUSINESS: None

7. NEW BUSINESS:

A. RECOGNITION – WARREN MCGUIRE.

Motion by Commissioner Jean McConnell second by Commissioner John Koch to formally recognize the community service and leadership of Mr. Warren McGuire by adoption of Resolution 2009-107. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

B. RECOGNITION – COLONEL MIKE HUMPHREY.

Motion by Commissioner John Koch second by Commissioner Jean McConnell to formally recognize the distinguished career and dedicated service of Colonel Mike Humphrey by adoption of Resolution 2009-108. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

C. RECOGNITION – FIREFIGHTER JAY KLEINHARDT.

Motion by Commissioner John Koch second by Commissioner Jean McConnell to formally recognize the distinguished career and dedicated service of Colonel Mike Humphrey by adoption of Resolution 2009-108. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

D. REVISION OF CHAPTER 52 (ZONING) SECTIONS 52-277 AND 52-279 (ORDINANCE 2009-004).

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

Motion by Commissioner Bill Horwood second by Commissioner Tom Koch to approve adoption of Ordinance 2009-004 by Resolution 2009-109. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

E. SUPPORT OF H.R. 3745

Motion by Commissioner Bill Horwood second by Commissioner Jean McConnell to support proposed legislation, H.R. 3745, presented by Congresswoman Baldwin, as a means to protect the continued use of PEG channels throughout the United States by adoption of Resolution 2009-110. 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 received.

9. CITY MANAGER'S REPORT

October 26<sup>th</sup> Fire Council Meeting. The Fire Council met on October 26<sup>th</sup>; all governmental entities (Grant Township, Sheridan Township, Vernon Township, Wise Township, and the City of Clare) of the Council were represented. The primary point of discussion was the possible purchase of a new water tender; the Council approved the solicitation of bids for the new, proposed apparatus. Dependent on the bid prices, the Council will make a purchase recommendation (or not) to the City Commission – likely in December. Other items of discussion included the grant application submitted to DNR for the purchase of wild-land turn-out gear (lightweight gear used predominantly to fight grass or forest fires); the joint purchase of ice rescue gear with the Surrey Township Fire Department (each department purchased two sets of gear) to ensure we have the local capability to accomplish water rescue operations in the winter; the recent completion of an evaluation of the department by representatives of ISO.

Veteran's Day Office Closure. City offices will be closed on Wednesday, November 11, 2009; however, this is not a vacation day for our employees. Traditionally, we have used this day to complete administrative tasks and functions that we don't routinely have time to accomplish during the year, e.g., annual purging of files; general housekeeping chores, etc.

Zoning Board of Appeals (ZBA) Meeting. The Clare ZBA is scheduled to convene on Friday, October 30<sup>th</sup> at 10:30am to consider a sign setback variance request of the Clark Podiatry Clinic. The City Staff supports this variance request as we believe the current sign setback requirements to be too restrictive/unreasonable. We intend to

propose an ordinance change to the Planning Commission and the City Commission to reduce the current required sign setback.

Well #9. The well has been drilled. The pump is scheduled to be removed from Well #5 (the old well) within the week for rehabilitation; once the rehab is completed, the pump will be placed in the new well and the well brought on line. We anticipate it will be at least another month (likely longer) before the new well is brought on line.

Tractor Purchase. As the Commission is well aware, we have been discussing this topic since April 2009. I apparently have not done a good job in communicating the City's needs on this subject and have evidently done a poor job in justifying that need. And I have also failed to ensure we have explored all options regarding the purchase of the needed equipment – in particular, the financing of this equipment. Prior to my departure on my recent vacation, I asked Steve Kingsbury to explore our options in this regard. We have looked at all the “normal” funding options (self-funding, commercial loans, etc.), but we also now discovered that this equipment purchase could be eligible for 50/50 USDA grant funding. This source of funding is generally reserved for public safety equipment (particularly fire trucks), but in Steve's conversation with USDA, he discovered that USDA may look favorably on a grant for this particular equipment due to its sidewalk snow removal function coupled with the fact that we have a significant senior population and the equipment would be used to clear sidewalks in winter for children walking to school. So before bringing this matter back to the City Commission for further consideration and discussion, we are going to pursue the possible grant option further.

November 3<sup>rd</sup> Election. As a reminder the City's polling site for the Nov 3<sup>rd</sup> election is the Public Safety Building, and the polls are scheduled to be open between the hours of 7am to 8pm. We encourage all Clare registered voters to cast their ballots. Aside from the two City Commission seats that are on the ballot, the millage for City street improvements is also slated for renewal.

10. \*COMMUNICATIONS:

Consent Agenda Approval.

\*FEMA Correspondence. The City received correspondence from FEMA regarding proposed base flood elevations.

\*MMDC Correspondence. The latest editions of weekly *MMDC Bullets* are attached for the Commission's information.

11. EXTENDED PUBLIC COMMENT

Joe Johnson announced that he is running for 97<sup>th</sup> District House seat.

12. \*MAIN STREET MANAGER'S REPORT

Consent Agenda Approval.

13. COMMISSION DISCUSSION TOPICS

Tom Koch thanked City Manager, Ken Hibl, for removing an Industrial Development Corporation topic from the agenda at his request. Koch also thanked the press for

their interest, noting that the press had contacted him questioning why the IDC topic had been removed from the agenda. Tom Koch provided remarks on the IDC topic, explaining that the IDC is considering applying for a grant to purchase property to pursue building an industrial park, and that he would like to see a workshop created with all interested parties to discuss the matter further. Bill Horwood suggested that Tom Koch was simply making a speech about the topic for the press and the IDC topic should be discussed when it comes before the Commission as an agenda item since there is no proposal before the Commission at this time. John Koch disagreed with Bill Horwood.

14. \*APPROVAL OF BILLS:

Consent Agenda Approval.

15. CLOSED SESSION:

Motion by Commissioner Bill Horwood second by Commissioner Jean McConnell to go into closed session to discuss and consider proposed Teamsters hourly and supervisory labor contracts at 6:32 pm. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

Public meeting reopened at 6:47 pm.

16. Approval of Teamsters Local 214 Hourly & Supervisory Labor Contracts

Motion by Commissioner Jean McConnell second by Commissioner John Koch to approve the two proposed labor contracts by adoption of Resolutions 2009-069 and 2009-070, respectively. Roll call vote: Yeas: Commissioners Bill Horwood, Pat Humphrey, Tom Koch, John Koch, and Jean McConnell. Nays: None. Absent: None. *Motion Approved.*

17. ADJOURNMENT:

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

Meeting adjourned at 6:50 p.m.

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Pat Humphrey, Mayor

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Diane Schmidt, City Clerk

## AGENDA REPORT

TO: Clare City Commission  
FROM: Ken Hibl, City Manager  
DATE: November 6, 2009  
RE: Oath of Office – Commissioner Bill Horwood

For the Agenda of November 9, 2009

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Background. The City of Clare's residents have reelected Mr. Bill Horwood to serve another three-year term as a City Commissioner of the Clare City Commission; the Clare County Board of Canvassers has certified (*see att'd copy of certification*) the election results.

Ms. Sarah Schumacher, the City's Deputy Clerk, will publicly administer the oath of office to Mr. Horwood.

Issues & Questions Specified. N/A.

Alternatives. N/A.

Financial Impact. N/A.

Recommendations. N/A.

Attachment. – Certification.

*CERTIFICATE OF ELECTION  
STATE OF MICHIGAN*

THE BOARD OF CANVASSERS OF THE COUNTY OF CLARE having ascertained and canvassed the votes of the General Election, held the 3rd day of November in the year two thousand nine,

DO HEREBY CERTIFY AND DETERMINE, that **R. William Horwood** having received a sufficient number of votes is elected **Commissioner, City of Clare** for the term of three years commencing **November 9, 2009**.

IN WITNESS WHEREOF, We have hereunto set our hands and affixed the seal of the County of Clare this 4th day of November in the year two thousand nine.

Attest:

Board of Canvassers:

*Pamela Mayfield*  
COUNTY CLERK

*[Signature]*  
CHAIRMAN

*Pete Vogdonoff*  
*Ralph Alfie*  
*Rockelle Carter*



## AGENDA REPORT

TO: Clare City Commission  
FROM: Ken Hibl, City Manager  
DATE: November 6, 2009  
RE: Oath of Office – Commissioner Pat Humphrey



For the Agenda of November 9, 2009

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Background. The City of Clare's residents have reelected Mr. Pat Humphrey to serve another three-year term as a City Commissioner of the Clare City Commission; the Clare County Board of Canvassers has certified (*see att'd copy of certification*) the election results.

Ms. Sarah Schumacher, the City's Deputy Clerk, will publicly administer the oath of office to Mr. Humphrey.

Issues & Questions Specified. N/A.

Alternatives. N/A.

Financial Impact. N/A.

Recommendations. N/A.

Attachment. Certification.

*CERTIFICATE OF ELECTION  
STATE OF MICHIGAN*

THE BOARD OF CANVASSERS OF THE COUNTY OF CLARE having ascertained and canvassed the votes of the General Election, held the 3rd day of November in the year two thousand nine,

DO HEREBY CERTIFY AND DETERMINE, that **Patrick Humphrey** having received a sufficient number of votes is elected **Commissioner, City of Clare** for the term of three years commencing **November 9, 2009**.

IN WITNESS WHEREOF, We have hereunto set our hands and affixed the seal of the County of Clare this 4th day of November in the year two thousand nine.

Attest:

Board of Canvassers:

*Pamela Mayfield*  
\_\_\_\_\_  
COUNTY CLERK

*[Signature]*  
\_\_\_\_\_  
-CHAIRMAN

*Pete Voglansoff*  
\_\_\_\_\_  
*Ralph Allbee*  
\_\_\_\_\_  
*Rochelle Carter*  
\_\_\_\_\_



## AGENDA REPORT

TO: Mayor & City Commission  
FROM: Ken Hibl, City Manager  
DATE: November 4, 2009  
RE: Election of Mayor



For the Agenda of November 9, 2009

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Background. The Charter of the City of Clare (*extract att'd*) stipulates that the Clare City Commission shall elect a member of the commission to serve as the City's mayor at the first meeting following the scheduled November election. The commission is asked to take the necessary steps to elect the city's mayor by nominating and electing a commissioner to serve in this capacity.

Issues & Questions Specified. Should the Clare City Commission elect the City's mayor?

Alternatives.

1. Elect the City's mayor.
2. Do not elect the City's mayor.
3. Set the matter aside for consideration at a later-scheduled commission meeting.

Financial Impact. N/A

Recommendation. I recommend that the Clare City Commission elect a member of the City Commission to serve as the Mayor of Clare by adoption of Resolution 2009-113 (*copy att'd*).

Attachments.

1. Extract of Charter.
2. Resolution 2009-113.

**RESOLUTION 2009-113**

**A RESOLUTION OF THE CLARE CITY COMMISSION ELECTING A CITY MAYOR.**

**WHEREAS**, the Charter of the City of Clare stipulates that the City Commission shall, on an annual basis following the November election, elect one of its members to serve as the City's Mayor; and

**WHEREAS**, the City Commission has, in public session at a scheduled meeting of the Clare City Commission, acted to comply with the City Charter by conducting said election.

**NOW THEREFORE BE IT RESOLVED THAT** the City Commission has elected Commissioner \_\_\_\_\_ to serve as the Mayor of the City of Clare, the term of said office to be effective this date through November 8, 2010, unless otherwise extended or terminated by the City Commission.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

**The Resolution was introduced by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:**

**YEAS:**

**NAYS:**

**ABSENT:**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

\_\_\_\_\_  
Diane Schmidt, City Clerk

**Section 3.5. Election of mayor.**

The city commission shall, at its first meeting following each regular city election, elect one of its members to serve as mayor for a term expiring at the first commission meeting following the next regular city election.

**Section 3.6. Duties of mayor.**

(a) Insofar as required by law, and for all ceremonial purposes, the mayor shall be recognized as the head of the city. He shall have an equal voice and vote in the proceedings of the commission, but shall have no veto power. He shall be the presiding officer of the commission.

(b) He shall be a conservator of the peace, and may exercise within the city the powers conferred upon sheriffs to suppress disorder, and shall have the power to command the assistance of all ablebodied citizens to aid in the enforcement of the ordinances of the city, and to suppress riot and disorderly conduct.

(c) He shall authenticate by his signature such instruments as the commission, this charter, or the laws of the State of Michigan or of the United States shall require.

(d) He shall exercise only such powers as the state laws, this charter, or the commission shall specifically confer upon or require of him.

**Section 3.7. Mayor pro tem.**

The city commission may designate a mayor pro tem to perform the duties of the mayor when, because of absence from the city, disability, or otherwise, the mayor is temporarily unable to perform the duties of his office.

**Section 3.8. City manager.**

The commission shall appoint a city manager for an indefinite period, and shall fix his compensation. He shall serve at the pleasure of the commission. The city manager shall be the chief administrative officer of the city government. He shall be selected on the basis of his executive and administrative qualifications, with special reference to his training and experience and without regard to his political or religious preferences. If he is not a resident of the City of Clare at the time of his appointment, he shall become a resident thereof within 90 days after his appointment, and shall so remain throughout his tenure of office.

**Section 3.9. Functions and duties of city manager.**

The functions and duties of the city manager shall be:

- (a) To see that all laws and ordinances are enforced;
- (b) To appoint, with the consent of the commission, the heads of the several city departments whose appointment is not otherwise specified herein; and to remove such department heads without the consent of the commission;

## AGENDA REPORT

TO: Mayor & City Commission  
FROM: Ken Hibl, City Manager  
DATE: November 4, 2009  
RE: Selection of Mayor Pro Tem



For the Agenda of November 9, 2009

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Background. The Charter of the City of Clare (*extract att'd*) stipulates that the City Commission may, at its discretion, designate one of its members to serve as the City's Mayor Pro Tem to accomplish mayoral duties during any absences of the Mayor. The City Commission has traditionally designated a Mayor Pro Tem and is asked to consider whether it desires to continue this tradition.

Issues & Questions Specified. Should the City Commission designate one of its members to serve as Mayor Pro Tem?

Alternatives.

1. Designate a Mayor Pro Tem.
2. Do not designate a Mayor Pro Tem.

Financial Impact. N/A.

Recommendation. I recommend that the City Commission designate a member of the City Commission to serve as the Mayor Pro Tem of Clare by adoption of Resolution 2009-114 (*copy att'd*).

Attachments.

1. Extract of Charter.
2. Resolution 2009-114.

**RESOLUTION 2009-114**

**A RESOLUTION OF THE CLARE CITY COMMISSION DESIGNATING A MAYOR PRO TEM.**

**WHEREAS**, the Charter of the City of Clare provides that the City Commission may designate one of its members to serve as the City's Mayor Pro Temp; and

**WHEREAS**, the City Commission has traditionally designated a Mayor Pro Tem; and

**WHEREAS**, the City Commission deems it prudent to continue said tradition, thereby facilitating the continuance of the duties of the office of City Mayor by the Mayor Pro Tem during any periods of absence or incapacitation of the Mayor.

**NOW THEREFORE BE IT RESOLVED THAT** the City Commission has elected Commissioner \_\_\_\_\_ to serve as the Mayor Pro Temp of the City of Clare, the term of said office to be effective this date through November 8, 2010, unless otherwise extended or terminated by the Clare City Commission.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

**The Resolution was introduced by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:**

**YEAS:**

**NAYS:**

**ABSENT:     None**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

\_\_\_\_\_  
Diane Schmidt, City Clerk

**Section 3.5. Election of mayor.**

The city commission shall, at its first meeting following each regular city election, elect one of its members to serve as mayor for a term expiring at the first commission meeting following the next regular city election.

**Section 3.6. Duties of mayor.**

(a) Insofar as required by law, and for all ceremonial purposes, the mayor shall be recognized as the head of the city. He shall have an equal voice and vote in the proceedings of the commission, but shall have no veto power. He shall be the presiding officer of the commission.

(b) He shall be a conservator of the peace, and may exercise within the city the powers conferred upon sheriffs to suppress disorder, and shall have the power to command the assistance of all ablebodied citizens to aid in the enforcement of the ordinances of the city, and to suppress riot and disorderly conduct.

(c) He shall authenticate by his signature such instruments as the commission, this charter, or the laws of the State of Michigan or of the United States shall require.

(d) He shall exercise only such powers as the state laws, this charter, or the commission shall specifically confer upon or require of him.

**Section 3.7. Mayor pro tem.**

The city commission may designate a mayor pro tem to perform the duties of the mayor when, because of absence from the city, disability, or otherwise, the mayor is temporarily unable to perform the duties of his office.

**Section 3.8. City manager.**

The commission shall appoint a city manager for an indefinite period, and shall fix his compensation. He shall serve at the pleasure of the commission. The city manager shall be the chief administrative officer of the city government. He shall be selected on the basis of his executive and administrative qualifications, with special reference to his training and experience and without regard to his political or religious preferences. If he is not a resident of the City of Clare at the time of his appointment, he shall become a resident thereof within 90 days after his appointment, and shall so remain throughout his tenure of office.

**Section 3.9. Functions and duties of city manager.**

The functions and duties of the city manager shall be:

- (a) To see that all laws and ordinances are enforced;
- (b) To appoint, with the consent of the commission, the heads of the several city departments whose appointment is not otherwise specified herein; and to remove such department heads without the consent of the commission;

## AGENDA REPORT

TO: Mayor & City Commissioners  
FROM: Ken Hibl, City Manager  
DATE: November 6, 2009



RE: \*Board & Committee Appointment (Downtown Development Authority & Main Street Board – Jim Allen)

For the Agenda of November 9, 2009

**\*Note: This is a Consent Agenda item and is considered as routine by the City Commission. As such, this matter shall be automatically enacted by one motion with all other Consent Agenda items unless a Commissioner or citizen requests this item be individually discussed, in which event it shall be removed from the Consent Agenda and considered and acted upon in its designated sequence on the approved agenda of the Clare City Commission for November 9, 2009.**

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**Background.** The appointment of Jim Allen to City of Clare Downtown Development Authority and Main Street Board has expired. Jim has agreed to serve another three-year term at the pleasure of the City Commission. The Clare DDA and Main Street Board unanimously recommend reappointment of Mr. Allen; the Commission is asked to consider approving the appointment.

**Issues & Questions Specified.** Should the City Commission approve the appointment of Jim Allen to serve another term as a member of the City of Clare DDA and MSB?

**Alternatives.**

1. Approve the appointment.
2. Select another City resident to serve in this position.
3. Do not appoint anyone to serve in this position.
4. Defer/delay decision of this matter to a subsequently scheduled City Commission meeting.

**Financial Impact.** There is no direct financial impact to the City.

**Recommendation.** I recommend that the City Commission approve the appointment of Jim Allen to serve another three-year term as a member of the City of Clare Downtown Development Authority and Main Street Board by adoption of Resolution 2009-115 (*copy att'd*).

**Attachment.** Resolution 2009-115.

**RESOLUTION 2009-115**

**A RESOLUTION OF THE CLARE CITY COMMISSION REAPPOINTING JIM ALLEN TO SERVE ANOTHER TERM AS A MEMBER OF THE CITY OF CLARE DOWNTOWN DEVELOPMENT AUTHORITY AND CLARE MAIN STREET BOARD.**

**WHEREAS**, the appointed term of City of Clare Downtown Development Authority member and Main Street Board member, Mr. Jim Allen, has expired; and

**WHEREAS**, Mr. Allen has agreed to be reappointed to serve another three-year term of said municipal entities; and

**WHEREAS**, the City Commission thanks Jim Allen for his outstanding past service, and continues to consider him to be fully qualified to perform the duties as a voting member of the City of Clare Downtown Development Authority and Main Street Board.

**NOW THEREFORE BE IT RESOLVED** that the City Commission of the City of Clare hereby appoints Jim Allen to continue to serve as a voting member of the City of Clare Downtown Development Authority and Main Street Board, said appointment being effective the 9<sup>th</sup> day of November 2009 and terminating on the 8th day of November 2012.

**BE IT FURTHER RESOLVED** that said appointment is voluntary and without compensation and that Mr. Allen may resign said appointment by providing the City Commission written notice of his intentions to do so.

**BE IT FURTHER RESOLVED** that said appointment is an at-will appointment of the City Commission and can be revoked, terminated, or rescinded by the City Commission at its discretion without stated cause or prejudice and without prior notice.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

The Resolution was introduced by Commissioner \_\_\_\_\_ supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

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Diane Schmidt, City Clerk

## AGENDA REPORT

TO: Mayor & City Commissioners  
FROM: Ken Hibl, City Manager  
DATE: November 6, 2009  
RE: \*Board & Committee Appointment (Tree Advocacy Group – Ron Verch, Mel Johns, John Audretsch, & Jeanne Sheelander)

For the Agenda of November 9, 2009

**\*Note: This is a Consent Agenda item and is considered as routine by the City Commission. As such, this matter shall be automatically enacted by one motion with all other Consent Agenda items unless a Commissioner or citizen requests this item be individually discussed, in which event it shall be removed from the Consent Agenda and considered and acted upon in its designated sequence on the approved agenda of the Clare City Commission for November 9, 2009.**

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**Background.** The City adopted a Municipal Tree Ordinance in 2008. The ordinance created a five-member Tree Advocacy Group who are residents of the municipality with the following primary responsibilities: assisting the Director of Public Works in developing a tree plan for the City; promoting the goals of the tree program; coordinating annual Arbor Day events; promoting new and existing tree programs; and providing a means of public input in a community forestry management plan.

We have solicited interest from the community for appointment to the Advocacy Group and have found four community members who have agreed to appointment: Ms. Jeanne Sheelander and Messrs. Ron Verch, Mel Johns, and John Audretsch. I ask that the City Commission appoint these four members to allow the Advocacy Group to commence its duties; we will continue searching for a fifth community member to fill the remaining seat.

The initial terms of these appointments are two members to serve one-year terms; two members to serve two-year terms; and one member to serve a three-year term.

**Issues & Questions Specified.** Should the City Commission approve the appointment of Jeanne Sheelander, Ron Verch, Mel Johns, and John Audretsch to serve as members of the Tree Advocacy Group?

**Alternatives.**

1. Approve the appointments.
2. Select other City residents to serve in these positions.
3. Do not appoint anyone to serve in these positions.
4. Defer/delay decision of this matter to a subsequently scheduled City Commission meeting.

**Financial Impact.** There is no direct financial impact to the City.

**Recommendation.** I recommend that the City Commission approve the appointments of Jeanne Sheelander and Ron Verch to serve an initial two-year term as members of the Advocacy Group and to appoint Mel Johns and John Audretsch to serve an initial one-year term as members of the Tree Advocacy Group by adoption of Resolutions 2009-016 (*copy att'd*) and 2009-017 (*copy att'd*), respectively.

**Attachments.**

1. Resolution 2009-116.
2. Resolution 2009-117.

**RESOLUTION 2009-116**

**A RESOLUTION OF THE CLARE CITY COMMISSION APPOINTING MS. JEANNE SHEELANDER AND MR. RON VERCH TO SERVE AN INITIAL TWO-YEAR TERM AS MEMBERS OF THE CITY OF CLARE TREE ADVOCACY GROUP.**

**WHEREAS**, the City of Clare adopted a Tree Ordinance in 2008; and

**WHEREAS**, said Ordinance provides for the creation of a Tree Advocacy Group;

**WHEREAS**, the primary responsibilities of said Advocacy Group include assisting the Director of Public Works in developing a tree plan for the City; promoting the goals of the municipal tree program; coordinating annual Arbor Day events within the community; promoting new and existing tree programs; and providing a means of public input in a community forestry management plan; and

**WHEREAS**, the City solicited interest from the community for appointment to said Advocacy Group; and

**WHEREAS**, Ms. Jeanne Sheelander and Mr. Ron Verch have offered to serve as members of said Advocacy Group at the consent of the Clare City Commission; and

**WHEREAS**, the City Commission thanks Ms. Jeanne Sheelander and Mr. Ron Verch for their interest in serving the Clare Community and further considers them to be fully qualified to perform the duties as voting members of the City of Clare Tree Advocacy Group.

**NOW THEREFORE BE IT RESOLVED** that the City Commission of the City of Clare hereby appoints Ms. Jeanne Sheelander and Mr. Ron Verch to serve an initial two-year term as voting members of the City of Clare Tree Advocacy Group, said appointments being effective the 9<sup>th</sup> day of November 2009 and terminating on the 8th day of November 2011.

**BE IT FURTHER RESOLVED** that said appointments are voluntary and without compensation and that Ms. Sheelander and Mr. Verch may resign said appointments by providing the City Commission written notice of their intentions to do so.

**BE IT FURTHER RESOLVED** that said appointments are at-will appointments of the City Commission and can be revoked, terminated, or rescinded by the City Commission at its discretion without stated cause or prejudice and without prior notice.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

The Resolution was introduced by Commissioner \_\_\_\_\_ supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

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Diane Schmidt, City Clerk

**RESOLUTION 2009-117**

**A RESOLUTION OF THE CLARE CITY COMMISSION APPOINTING MESSRS. MEL JOHNS AND JOHN AUDRETSCH TO SERVE AN INITIAL ONE-YEAR TERM AS A MEMBER OF THE CITY OF CLARE TREE ADVOCACY GROUP.**

**WHEREAS**, the City of Clare adopted a Tree Ordinance in 2008; and

**WHEREAS**, said Ordinance provides for the creation of a Tree Advocacy Group;

**WHEREAS**, the primary responsibilities of said Advocacy Group include assisting the Director of Public Works in developing a tree plan for the City; promoting the goals of the municipal tree program; coordinating annual Arbor Day events within the community; promoting new and existing tree programs; and providing a means of public input in a community forestry management plan; and

**WHEREAS**, the City solicited interest from the community for appointment to said Advocacy Group; and

**WHEREAS**, Messrs. Mel Johns and John Audretsch have offered to serve as members of said Advocacy Group at the consent of the Clare City Commission; and

**WHEREAS**, the City Commission thanks Messrs. Mel Johns and John Audretsch for their interest in serving the Clare Community and further considers them to be fully qualified to perform the duties as voting members of the City of Clare Tree Advocacy Group.

**NOW THEREFORE BE IT RESOLVED** that the City Commission of the City of Clare hereby appoints Messrs. Mel Johns and John Audretsch to serve an initial one-year term as voting members of the City of Clare Tree Advocacy Group, said appointment being effective the 9<sup>th</sup> day of November 2009 and terminating on the 8th day of November 2010.

**BE IT FURTHER RESOLVED** that said appointments are voluntary and without compensation and that Messrs. Mel Johns and John Audretsch may resign said appointments by providing the City Commission written notice of their intentions to do so.

**BE IT FURTHER RESOLVED** that said appointments are at-will appointments of the City Commission and can be revoked, terminated, or rescinded by the City Commission at its discretion without stated cause or prejudice and without prior notice.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

The Resolution was introduced by Commissioner \_\_\_\_\_ supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

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Diane Schmidt, City Clerk

## AGENDA REPORT

TO: Mayor & City Commissioners  
FROM: Ken Hibl, City Manager  
DATE: November 6, 2009  
RE: \*Board & Committee Appointment (Zoning Board of Appeals – Dr. Kurt Keppner)

For the Agenda of November 9, 2009

**\*Note: This is a Consent Agenda item and is considered as routine by the City Commission. As such, this matter shall be automatically enacted by one motion with all other Consent Agenda items unless a Commissioner or citizen requests this item be individually discussed, in which event it shall be removed from the Consent Agenda and considered and acted upon in its designated sequence on the approved agenda of the Clare City Commission for November 9, 2009.**

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**Background.** The City's Zoning Board of Appeals currently has two vacancies. We have been announced these vacancies and solicited interest; Dr. Kurt Keppner, a Clare resident and businessman, has offered to serve as a member of the Board with the consent of the City Commission; the Commission is asked to consider appointing him to the ZBA.

**Issues & Questions Specified.** Should the City Commission approve the appointment of Dr. Kurt Keppner to serve as a member of the City of Clare Zoning Board of Appeals?

**Alternatives.**

1. Approve the appointment.
2. Select another City resident to serve in this position.
3. Do not appoint anyone to serve in this position.
4. Defer/delay decision of this matter to a subsequently scheduled City Commission meeting.

**Financial Impact.** There is no direct financial impact to the City.

**Recommendation.** I recommend that the City Commission approve the appointment of Dr. Kurt Keppner to serve a three-year term as a member of the City of Clare Zoning Board of Appeals by adoption of Resolution 2009-118 (*copy att'd*).

**Attachment.** Resolution 2009-118.

**RESOLUTION 2009-118**

**A RESOLUTION OF THE CLARE CITY COMMISSION APPOINTING DR. KURT KEPPNER TO SERVE A THREE-YEAR TERM AS A MEMBER OF THE CITY OF CLARE ZONING BOARD OF APPEALS.**

**WHEREAS**, a vacancy currently exists on the City of Clare Zoning Board of Appeals; and

**WHEREAS**, the City has solicited interested, qualified individuals to apply to serve in said vacant position;

**WHEREAS**, Dr. Kurt Keppner has agreed to serve on said Board; and

**WHEREAS**, the City Commission considers Dr. Keppner to be fully qualified to perform the duties as a voting member of the City of Clare Zoning Board of Appeals.

**NOW THEREFORE BE IT RESOLVED** that the City Commission of the City of Clare hereby appoints Dr. Kurt Keppner to serve as a voting member of the City of Clare Zoning Board of Appeals, said appointment being effective the 9<sup>th</sup> day of November 2009 and terminating on the 8th day of November 2012.

**BE IT FURTHER RESOLVED** that said appointment is voluntary and without compensation and that Dr. Keppner may resign said appointment by providing the City Commission written notice of his intentions to do so.

**BE IT FURTHER RESOLVED** that said appointment is an at-will appointment of the City Commission and can be revoked, terminated, or rescinded by the City Commission at its discretion without stated cause or prejudice and without prior notice.

**ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.**

**The Resolution was introduced by Commissioner \_\_\_\_\_ supported by Commissioner \_\_\_\_\_. The Resolution declared adopted by the following roll call vote:**

**YEAS:**

**NAYS:**

**ABSENT:**

Resolution approved for adoption on this 9<sup>th</sup> day of November 2009.

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Diane Schmidt, City Clerk



**PAYABLES REPORT FOR COMMISSIONERS**

Query: INV\_PayableDt >= 11/06/2009 And INV\_PayableDt <= 11/17/2009

VENDOR	INVOICE #	DESCRIPTION	Entry Date	CK DATE	AMOUNT
ACE HARDWARE	025299	BULBS - PARK/REC	11/05/09	11/17/09	4.04
ACE HARDWARE	025356	CAULK - PARKS	11/05/09	11/17/09	63.00
ACKERMAN PLUMBING & H	2528	WATER HEATER - SAFETY BLDG	11/05/09	11/17/09	175.00
ACKERMAN PLUMBING & H	2540	BOILER MAINT - CH	11/05/09	11/17/09	85.00
ACKERMAN PLUMBING & H	2541	BOILER MAINT CH	11/05/09	11/17/09	1,708.77
ACKERMAN PLUMBING & H	2596	SEWER MAINT SUPPLIES	11/05/09	11/17/09	33.92
AMERICAN CLEANERS CLA	11012009 STMT	UNIFORM MAINT - PD	11/05/09	11/17/09	84.70
BETTY HAGGART	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	68.00
BOB'S TIRE STORE	069528	CHANGE TIRE	11/05/09	11/17/09	38.00
BOB'S TIRE STORE	069555	FLAT ON DUMP	11/05/09	11/17/09	45.00
BOB'S TIRE STORE	069572	CHANGE AND BALANCE	11/05/09	11/17/09	32.00
BS & A SOFTWARE	063928	ASSESSING SERVICES - 100209	11/05/09	11/17/09	2,750.00
CENTRAL VENDING	33804	VENDING SUPPLIES	11/06/09	11/17/09	33.50
CLARE AUTOMOTIVE SUPP	2-408868	MEAS TAPE - DPW	11/05/09	11/17/09	4.49
CLARE AUTOMOTIVE SUPP	2-409389	SWITCH-RETURNED	11/05/09	11/17/09	-51.18
CLARE AUTOMOTIVE SUPP	2-409392	BATTERY TESTER AND RETURN	11/05/09	11/17/09	10.10
CLARE AUTOMOTIVE SUPP	2-410202	MISC FILTERS - DPW	11/05/09	11/17/09	98.12
CLARE AUTOMOTIVE SUPP	2-410255	MAINT SUPPLIES #2	11/05/09	11/17/09	70.53
CLARE AUTOMOTIVE SUPP	2-410369	WATER FILTER	11/05/09	11/17/09	9.32
CLARE AUTOMOTIVE SUPP	2-410371	SHOP TOOLS - DPW	11/05/09	11/17/09	5.99
CLARE COUNTY REVIEW	41052	LEGAL AD- INTEG IFT	11/06/09	11/17/09	41.00
CLARE HARDWARE	284124	ANTI FREEZE	11/05/09	11/17/09	23.94
CLARE HARDWARE	284139	SHOVELS AND CEMENT	11/06/09	11/17/09	47.26
CLARE HARDWARE	284187	HARDWARE - PARKS	11/06/09	11/17/09	14.38
CLARE HARDWARE	284178	TAPE - PSB	11/06/09	11/17/09	9.99
CLARE HIGH SCHOOL YEA	2009/10 YRBOOK	YEARBOOK AD	11/06/09	11/17/09	55.00
CONSUMERS ENERGY	111109-67 1551	091809-101609-510 N MCEWAN	10/22/09	11/11/09	98.15
CONSUMERS ENERGY	111109-38 6837	091809-101609-315 W FIRST S	10/22/09	11/11/09	140.24
CONSUMERS ENERGY	111109-89 8045	091809-101609-501 FOREST AV	10/22/09	11/11/09	31.30
CONSUMERS ENERGY	111109-12 0894	091809-101609-1532 N MCEWAN	10/22/09	11/11/09	90.42
CONSUMERS ENERGY	111109-22 2971	091809-101609-696 POINT DR	10/22/09	11/11/09	25.29
CONSUMERS ENERGY	111109-37 4806	091809-101609-332 WITBECK D	10/22/09	11/11/09	56.34
CONSUMERS ENERGY	111109-84 0617	091809-101609-820 CEDAR ST	10/22/09	11/11/09	19.98
CONSUMERS ENERGY	111109-62 0392	091809-101609-813 INDUSTRIA	10/22/09	11/11/09	19.66
CONSUMERS ENERGY	111109-62 6332	091809-101609-405 MAPLE	10/22/09	11/11/09	214.27
CONSUMERS ENERGY	111109-71 3445	091809-101609-507 S MCEWAN	10/22/09	11/11/09	22.89
CONSUMERS ENERGY	111109-22 8523	091809-101609-700 SCHOOLCRE	10/22/09	11/11/09	21.37



**PAYABLES REPORT FOR COMMISSIONERS**

Query: INV\_PayableDt >= 11/06/2009 And INV\_PayableDt <= 11/17/2009

VENDOR	INVOICE #	DESCRIPTION	Entry Date	CK DATE	AMOUNT
CONSUMERS ENERGY	111109-22 8705	091809-101609-820 SCHOOLCRE	10/22/09	11/11/09	36.71
CONSUMERS ENERGY	111109-22 8861	091809-101609-604 SCHOOLCRS	10/22/09	11/11/09	33.51
CONSUMERS ENERGY	111109-32 3696	091809-101609-231 WILCOX RK	10/22/09	11/11/09	53.01
CONSUMERS ENERGY	112209-24 6823	091909-101609-327 BROOKWOOD	10/23/09	11/12/09	53.86
CONSUMERS ENERGY	111209-49 3910	091909-101709-3990 E COLONV	10/23/09	11/12/09	94.80
CONSUMERS ENERGY	111209-96 5677	091909-101609-3333 DUNLOP R	10/23/09	11/12/09	154.23
CONSUMERS ENERGY	111209-42 3627	091909-101609-202 W FOURTH	10/23/09	11/12/09	31.46
CONSUMERS ENERGY	111209-42 6778	091909-101609-416 W 5TH ST	10/23/09	11/12/09	15.96
CONSUMERS ENERGY	111209-24 7862	091909-101609-10242 S CLARE	10/23/09	11/12/09	27.92
CONSUMERS ENERGY	111209-67 0900	091809-101609-299 N MCEWAN	10/23/09	11/12/09	19.66
CONSUMERS ENERGY	111209-22 8986	091809-101609-500 SCHOOLCRE	10/23/09	11/12/09	131.06
CONSUMERS ENERGY	111209-22 8902	091909-101609-1603 N MCEWAN	10/23/09	11/12/09	81.21
CONSUMERS ENERGY	111209-22 9215	091909-101609-1525 N MCEWAN	10/23/09	11/12/09	91.49
CONSUMERS ENERGY	111209-42 5911	091909-101609-202 W 5TH ST	10/23/09	11/12/09	270.29
CONSUMERS ENERGY	111209-42 6109	091909-101609-207 W 5TH ST	10/23/09	11/12/09	606.49
CONSUMERS ENERGY	111209-42 6497	091909-101609-601 W 5TH ST	10/23/09	11/12/09	27.92
CONSUMERS ENERGY	111309-14 5081	091909-101609-610 W WHEATON	10/26/09	11/13/09	19.66
CONSUMERS ENERGY	111209-07 4714	091809-101909-401 HOLLEY ST	10/29/09	11/12/09	266.46
CONSUMERS ENERGY	112509-09 3151	100109-113109-TRAFFIC LOGHT	11/05/09	11/17/09	367.92
CONSUMERS ENERGY	112509-09 3383	112408-010909-ELECTRIC SERV	11/06/09	11/17/09	3,899.18
DOHERTY HOTEL	092309-TRAILWA	C/L10210W-PERE MARQUETTE	11/06/09	11/06/09	511.00
DTE ENERGY	110609-0003 8	091409-101309-305 MAPLE	10/19/09	11/06/09	21.04
DTE ENERGY	110609-0004 6	091409-101309-305 MAPLE APT	10/19/09	11/06/09	34.58
DTE ENERGY	110609-0001 5	091409-101209-207 W 5TH ST	10/19/09	11/06/09	137.13
DTE ENERGY	110609-0002 2	091409-101309-307 MAPLE ST	10/19/09	11/06/09	88.73
DTE ENERGY	110909-0001 2	091409-101409-1532 N MCEWAN	10/20/09	11/09/09	34.58
DTE ENERGY	11102009-0002	091209-101009-11175 EBERHAR	10/21/09	11/10/09	119.98
DTE ENERGY	111309-0001 3	091409-101509-202 W 5TH ST	10/26/09	11/13/09	130.42
GALL'S INC	510187682	BELT	11/06/09	11/17/09	70.98
HUBSCHER & SON INC	47276	FILL SAND	11/06/09	11/17/09	93.30
JAYNIE SMITH HOERAUF	44569	PROFESSIONAL SERVICES - OCT	11/06/09	11/17/09	4,524.00
JD METALWORKS INC.	32486	REPAIR BLOWER PARTS - DPW	11/06/09	11/17/09	130.00
LASER CONNECTION	108514	TONER CARTRIDGE - CH	11/06/09	11/17/09	140.00
MANCINO'S OF CLARE	003239	ELECTION SUPPLIES	11/06/09	11/17/09	29.79
MATTHEW BENDER & CO.,	93478933	SUPPLIES	11/06/09	11/17/09	47.47
NYE UNIFORM COMPANY	266140	UNIFORM SUPPLIES - PD	11/06/09	11/17/09	129.91
PRINTING SYSTEMS INC	60552	A/P CHECKS	11/05/09	11/17/09	230.50



**PAYABLES REPORT FOR COMMISSIONERS**

Query: INV\_PayableDt >= 11/06/2009 And INV\_PayableDt <= 11/17/2009

VENDOR	INVOICE #	DESCRIPTION	Entry Date	CK DATE	AMOUNT
ROSE MICHELS	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	40.00
SEITER BROTHERS LUMBE	141173	MAINT SUPPLIES - DPW	11/06/09	11/17/09	17.94
SEITER BROTHERS LUMBE	141177	PAVER BLOCKS - CHERRY GROVE	11/06/09	11/17/09	11.12
SEITER ELECTRIC INC	141175	MAINT SUPPLIES RETURNED - D	11/06/09	11/17/09	-2.00
SEITER ELECTRIC INC	09506	MAINT BUILDING-ELEC MAINT	11/06/09	11/17/09	762.24
SHARON MAIR	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	72.00
SHERWIN-WILLIAMS CO	9149-0	PAINT	11/06/09	11/17/09	131.90
SHIVELY FARMS	236389	SCREENED TOP SOIL	11/06/09	11/17/09	210.00
TEAMSTERS LOCAL #214	NOV 09-HOURLY	HOURLY FOR NOVEMBER 2009	11/06/09	11/17/09	428.00
TEAMSTERS LOCAL #214	NOV 09-SUPER	SUPER-NOVEMBER 2009	11/06/09	11/17/09	175.00
TIMPERLEY DOLORES F	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	127.50
TRIMATRIX	0904830	ANNUAL LAB SUPPLIES	11/05/09	11/17/09	6,972.00
TRUCK & TRAILER SPECI	C39364	STROBES - DPW	11/06/09	11/17/09	176.07
VIRGINIA BECK	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	112.00
WITBECK'S FAMILY FOOD	00344181	RETURNS - FD	11/06/09	11/17/09	-3.24
WITBECK'S FAMILY FOOD	00439383	SUPPLIES - FD	11/06/09	11/17/09	10.00
WITBECK'S FAMILY FOOD	00312168	SUPPLIES - FD	11/06/09	11/17/09	17.85
WITBECK'S FAMILY FOOD	00355944	SUPPLIES - CH	11/06/09	11/17/09	4.30
WOLF JANN	11032009 ELECT	11032009 ELECTION	11/06/09	11/17/09	112.00
WOLF JANN	11042009 BALLO	DELIVERED BALLOTS	11/06/09	11/17/09	24.50

