

**CITY COUNCIL MEETING**  
**Council Chambers, 805 St. Clair River Drive**  
**Algonac, MI 48001**  
**June 7, 2016**  
**AS APPROVED 6/21/16**

A regular meeting of the Algonac City Council was called to order by Mayor Irene Bird on Tuesday, June 7<sup>th</sup>, 2016 at 7:00 p.m. The meeting was held in City Council Chambers, 805 St. Clair River Drive, Algonac, MI 48001.

**ROLL CALL:**

**Present:** Michael Bembas  
Irene Bird, Mayor  
Ray Martin  
Joe Nugent  
Mark Thompson, Mayor Pro-Tem  
Gary Tuzinowski

**Absent:** Helen Meldrum

**Others:** Sandy Stewart, Diane Strevel, Ada Smith, Clifford Maul, Nancy A. Maul, Michelle Magnan, Marlene Maige, Mary Sands, Carl Faulman, Karen Cole, Jane Eglinton, Amanda Gougeon, Gale Anthony, Debbie Scruggs, Robert Scruggs, Ernie Maige, Jerry Doan, Marshall Hutchenson, Charlotte Randazzo, Corey Blair, Kim Blair, Jason Thomas, Cheryl Baker, Jean Bissett, Sandra Kacarka, Sandra L. Gremesz, Deborah Tuttle, Sherry Alef, City Manager Alexander, City Attorney Downey, City Clerk Greenia, 34 other residents.

**CO # 06-01-16 Excuse City Council Member**

Motion by Martin supported by Tuzinowski to excuse City Council Member Meldrum from tonight's meeting due to illness. Motion carried.

**MOMENT OF SILENT PRAYER**

Mayor Bird asked for a moment of silent prayer.

**PLEDGE OF ALLEGIANCE**

Mayor Bird led the Pledge of Allegiance.

**AMENDMENT TO AGENDA**

**CO # 06-02-16 Addition to Agenda**

Motion by Thompson supported by Bembas to add Item # 8r under new Business – Adoption Resolution # 06-07-16a DNR Trust Fund Agreement. Motion carried.

**PUBLIC COMMENT**

Lori Jaglois approached the City Council. She expressed that she was concerned that City Council and administration had been focused on their issue with Mayor Bird and her attending meetings on the Dream Center issue rather than the issue itself. She indicated that Mayor Bird had been a good public servant to the City for 50 years between the school district and the City. She added that if there was concern over how the sale of the school was handled the citizens should be questioning the Algonac School Board.

**CITY MANAGER’S REPORT**

**CO # 06-03-16 City Manager’s Report**

Motion by Thompson supported by Nugent to hear the City Manager’s Report dated June 3, 2016 as presented. Motion carried.

**APPROVE**

**CONSENT**

**AGENDA**

The following items were on the Consent Agenda for the June 7, 2016 meeting of the Algonac City Council:

- 1) Consent Agenda
  - a) City Council Minutes
    - 1) Regular Minutes May 17, 2016
  - b) Communications and Notices
  - c) Departmental Reports

**CO # 06-04-16 Approve Consent Agenda**

Motion by Nugent supported by Thompson to approve the Consent Agenda as presented for the June 7, 2016 meeting of the Algonac City Council. Motion carried.

## **UNFINISHED BUSINESS**

### **Dream Center Proposal**

City Manager Alexander reviewed with the City Council a meeting he had last Friday with owners of the former Algonac Elementary School and Pastor Bryant from Woodside Bible Church. City Manager Alexander had taken care to make sure that he included not only our Fire Chief and Building Inspector, but other zoning and code enforcement professionals retained by the City to advise us.

The meeting started with a tour of the building and general discussion on zoning and construction code issues. He stated that Pastor Bryant was now saying that they would only be using this building for a worship center and nothing else.

Council Member Martin stated that this was a textbook example of how any organization should NOT approach a city to have their use approved.

Council Member Bembas agreed – this was the wrong way to go about things.

Council Member Tuzinowski felt that the Algonac Schools Board of Education was just not forth right with what had been going on during the sale of the building.

Amanda Gougeon asked if anyone at the City had checked to make sure that all the other churches in the City complied with the ordinance. City Manager Alexander stated that he felt the existing churches pre-dated the ordinance and, therefore, would be grandfathered in.

Sherry Alef stated she was still concerned with people using the building. City Manager Alexander stated that the Seniors' had been at this site for quite a long time. They had been advised that they would need to relocate in the next few weeks. The Council on Aging is coordinating their move to another school facility at this time.

Claudia Klieman noted that the grounds were very unkept. She felt that this might be a problem if it was still that way when the Pickerel Tournament was being held. They needed mowing and weeding. City Manager Alexander stated that the concern with the grass had been addressed.

Sarah Kilchevskyi asked about the zoning and how it would affect the proposed Dream Center. City Manager Alexander reviewed the process that they would have to go through and how the zoning would play into that.

At this point City Attorney Downy reviewed his opinion on the chain of title for the property where the school is located (Item #80). Basically he stated that the City did not have any rights to that property. They Township had given it to the school district and stated clearly that when the building was no longer being used as a school it should revert back to the Township who has since properly quit claimed their interest back to the school district.

**NEW BUSINESS**

**CO # 06-05-16 Adoption of FY 15/16 Budget Amendment**

Motion by Thompson supported by Bembas to approve the FY 15/16 Budget Amendment as proposed.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
NAYS: None Motion Carried

**CO # 06-06-16 Adoption of FY 16/17 General Appropriations Act/Budget**

Motion by Tuzinowski supported by Nugent to approve the FY 16/17 General Appropriations Act/Budget as proposed for the City of Algonac (and as an attachment to these minutes).

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
NAYS: None Motion Carried

**CO # 06-07-16 Adoption of FY 16/17 Fee Schedule**

Motion by Thompson supported by Martin to adopt the FY 16/17 Fee Schedule for the City of Algonac as proposed.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
NAYS: None Motion Carried

**CO # 06-08-16 Approval of Special Events Permit Algonac Art Fair**

Motion by Nugent supported by Bembas to approve the Special Event’s Permit for the 44<sup>th</sup> Annual Algonac Art Fair for use of Riverfront Park beginning on Friday, September 2, 2016 at 8:00 a.m. for set up and ending at 7:30 p.m. on Sunday, September 4<sup>th</sup>, 2016. Motion carried.

**CO # 06-09-16 Approval of Purchase of Fire Hose**

Motion by Thompson supported by Martin to approve the recommendation of the City Manager and to award the low quote from Chief Supply in the amount of \$7,201.16 for fire hose replacement.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO #06-10-16 Approval of Collective Bargaining Agreement with Teamsters Local 214**

Motion by Nugent supported by Thompson to adopt the recommendation of the City Manager to approve the attached tentative agreement to settle the wage reopeners contained in Collective Bargaining Agreement with Teamsters Local 214 for the time periods from July 1, 2016 through June 30, 2017 and July 1, 2017 thru June 30, 2018.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-11-16 Approval of Collective Bargaining Agreement with AFSCME Local 1518-26**

Motion by Thompson supported by Tuzinowski to adopt the recommendation of the City Manager to approve the attached tentative agreement to settle the wage reopeners contained in Collective Bargaining Agreement with AFSCME Local 1518-26 for the time periods from July 1, 2016 through June 30, 2017 and July 1, 2017 thru June 30, 2018.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-12-16 Approval of Collective Bargaining Agreement with AFSCME Local 1518-27**

Motion by Nugent supported by Bembas to adopt the recommendation of the City Manager to approve the attached tentative agreement to settle the wage reopeners contained in Collective Bargaining Agreement with AFSCME Local 1518-27 for the time periods from July 1, 2016 through June 30, 2017 and July 1, 2017 thru June 30, 2018.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-13-16 Approval of MERS Retiree Healthcare Savings Program Uniform Resolution**

Motion by Tuzinowski supported by Thompson to adopt the MERS Healthcare Savings Program Uniform Resolution as presented. Motion carried.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-14-16 Approval of MERS Healthcare Savings Program Participation Agreement for Full Time Employees**

Motion by Nugent supported by Thompson to adopt the MERS Health Care Savings Program Participation Agreement and to further authorize the City Manager to execute the same on behalf of the City.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-15-16 Approval of MERS Healthcare Savings Program Participation Agreement for Deposit of Retiree Medicare Supplemental Payments**

Motion by Thompson supported by Bembas to adopt the MERS Health Care Savings Program Participation Agreement for qualifying retirees as presented and to further authorize the City Manager to execute the same on behalf of the City.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-16-16 Approve Investment Option for MERS Retiree Health Funding Vehicle (RHFV) Trust**

Motion by Thompson supported by Martin to adopt the recommendation of the City Manager to continue to invest 100% of the MERS Retiree Health Funding Vehicle monies in the "Total Market Portfolio" and to further authorize the City Administration the ability to lessen risk during times of sudden market volatility by transferring any and all funds into the MERS "Short Term Income" fund. Motion carried.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO #06-17-16 Approve 2016-2017 to 2020-2021 Capital Improvement Plan (CIP)**

Motion by Martin supported by Thompson to adopt the recommendation of the City Manager to adopt the 2016-17/2020-21 Capital Improvement Program as presented. Motion carried.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-18-16 Receive and File Opinion from City Attorney Regarding Section 6.6 “Investigations” of the City Charter**

Motion by Martin supported by Nugent to receive and file the opinion of the City Attorney regarding Section 6.6 “Investigations” as presented. Motion carried.

**CO # 06-19-16 Receive and File Opinion from City Attorney Regarding Chain of Title for Algonac Elementary School**

Motion by Thompson supported by Nugent to receive and file the opinion of the City Attorney regarding the Chain of Title for the Algonac Elementary School. Motion carried.

**CO # 06-20-16 Lion’s Pool Paint Purchase**

Motion by Nugent supported by Thompson to approve purchasing 19 gallons of chlorinated rubber pool paint from Kush Paint Company in the amount of \$1,026.72 as presented.

**CO # 06-21-16 Library Parking Lot Concrete Failure Replacement**

Motion by Thompson supported by Martin to approve the bid of \$3,800 to Johnnies Concrete Replacement for work to be done at the Algonac Clay Library to the parking lot as presented.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**CO # 06-22-16 Approval of Grant Agreement with Michigan DNR Trust Fund Park Lighting**

Motion by Thompson, supported by Nugent to support the recommendation of the City Manager to approve the attached Development Project Agreement with the Michigan Natural Resources Trust Fund for the Riverfont Park Lighting Project and to further authorize the City Manager to execute all the necessary documents thereto.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**ACCOUNTS PAYABLE**

**CO # 06-23-16 Pay Accounts Payable**

Motion by Thompson supported by Tuzinowski to approve and pay payroll and accounts payable in the amount of \$242,873.48 as presented.

AYES: Martin, Nugent, Thompson, Tuzinowski, Bembas, Bird  
 NAYS: None Motion Carried

**ITEMS FOR NEXT AGENDA**

Council Member Martin requested that a resolution to schedule a public hearing on the matter of removal of a planning commissioner be put on the agenda for consideration by the entire council.

**COUNCIL COMMENTS**

Mayor Pro-Tem Thompson wanted to thank the VFW for the wonderful Memorial Day parade and ceremony. He wished to thank the Historical Society for providing hot dogs and lemonade for everyone that day as well.

He announced that the Algonac Clay Historical Society was going to be having a fundraiser dinner on June 16, 2016 from 4:00 to 9:00 p.m. at the Flaming Grill.

Mayor Bird thanked everyone for coming to the meeting.

Michael Bembas thanked everyone for coming to the meeting. He also thanked everyone for all the good information that had been sent our way on behalf of our residents.

**ADJOURNMENT**

**CO # 06-24-16 Adjournment**

Motion by Thompson supported by Martin to adjourn the meeting at 8:07 p.m.  
Motion carried.

Signed:

Respectfully Submitted:

Irene Bird, Mayor

Cindi Greenia, Clerk