

IMLAY CITY COMMISSION
150 N. MAIN STREET
IMLAY CITY, MI 48444

REGULAR MEETING
TUESDAY, February 21, 2023
7:00 PM

1. **CALL TO ORDER**

Mayor Joi Kempf called the meeting to order at 7:00PM.

2. **PLEDGE OF ALLEGIANCE**

Mayor Joi Kempf led the Pledge of Allegiance.

3. **ROLL CALL**

Present: Mayor Joi Kempf, Mayor Pro Tem Ted Sadler, Commissioner Shane Collison, Commissioner Joe DeLuca, Commissioner Al Ramirez, Commissioner Barbara Yockey

Absent: Commissioner Bob Tanis

Also Present: City Manager Craig Horton, Police Chief Brett Selby, DPW Superintendent Ed Priehs, Fire Chief Rick Horton, Executive Director of the Lapeer County Development Corporation Sam Moore, Tom Colis from Miller Canfield, Clerk/Treasurer Dawn Sawicki-Franz and Public.

4. **APPROVAL OF AGENDA**

- A. **MOTION** by Yockey seconded by Ramirez to approve the agenda as revised with the following adjustments: moving **NEW BUSINESS E. CAPITAL IMPROVEMENT BONDS ENGAGEMENT LETTERS FROM MILLER CANFIELD AND BAKER TILLY** to **NEW BUSINESS A.** and **F. RESOLUTION 2023-03 NOTICE OF INTENT CAPITAL IMPROVEMENT BONDS to NEW BUSINESS B.** including realigning the rest of the **NEW BUSINESS** agenda. In addition, adding: ii. **ORDINANCE – SNOW EMERGENCY** to **D. AMENDMENT OF CITY OF IMLAY CITY CODE OF ORDINANCES.**

MOTION CARRIED UNANIMOUSLY

5. **APPROVAL OF CONSENT AGENDA**

MOTION by Sadler seconded by Collison to approve the consent agenda to include:

- A. **APPROVAL OF MINUTES** February 07, 2023 – Regular Meeting
B. **OTHER MINUTES** January 05, 2023 – Ruth Hughes Memorial
January 09, 2023 – DDA Regular Meeting
January 23, 2023 – DDA Special Meeting
January 26, 2023 – Lapeer County Commission

C. PAYMENT OF BILLS IN THE AMOUNT OF:	General Fund Checking	\$	176,505.04
	Tax Account	\$	139,985.08
	HRA Account	\$	<u>717.20</u>
	Total	\$	<u><u>317,207.32</u></u>

ROLL CALL VOTE

Ayes: Sadler, Collison, DeLuca, Ramirez, Yockey, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

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6. CITIZENS FROM THE FLOOR

Fire Chief Rick Horton informed the Commission that after his department received new SCBAs last year that his department now has some obsolete units that his department would like to donate to the Lapeer County Vo-Tech Public Safety Program to use for training purposes.

7. DEPARTMENT HEAD – POLICE CHIEF BRETT SELBY

Police Chief Brett Selby began his report with statistics from his department and stated that 2022 was a growth year with seven full time and two part time officers. A Code Enforcement Officer, Charles Cutajar, was added and is doing a great job at reviewing city code violations. Selby highlighted some cases that have been reopened and are actively being investigated. Selby continued stating that he is working vigorously with State Senator Kevin Daley and State Representative Jaime Greene in regard to putting up a traffic light at M-53 and Borland Road, then reminded that he will not stop until this happens as this intersection accounted for the highest percentage of crashes in the city limits for 2022 at 23 crashes due to lack of traffic control. The location with the second highest percentage of crashes for an intersection in the City of Imlay City is Capac and Cedar Street at 12. Selby reported that there were no homicides or armed robberies in the City of Imlay City in 2022. With community engagement the Imlay City Police Department participated in the Kroger First Responder Food Drive and out of twenty Kroger Stores that participated, Imlay City donations helped to finished in first place with 3,807 pounds of food donated. A modernized scheduling system will be implemented in the near future to aid in shift scheduling, shift overtime and automated vacation processing. Imlay City Police Department hosted over 1,262 hours of law enforcement and leadership training and received over \$13,205 in grants for this training. In addition, ICPD received through the grant system a 2022 Dodge Durango that was put in service in 2022 at a value of \$28,000. Also, the lighted Imlay City Police Department sign on the Police Department building was purchased with grant funds at approximately \$8,000 and received an additional \$5,000 grant from the State of Michigan to put three officers through forensic investigation training as well as a \$4,500 grant from MDOT to move left turn light boxes at Newark and Cedar Street. A \$12,800 grant was received from a county project and the announcement for this is forthcoming. In total over \$58,000 in grants was received by the Imlay City Police Department in 2022.

8. UNFINISHED BUSINESS

None

9. NEW BUSINESS

A. CAPITAL IMPROVEMENT BONDS ENGAGEMENT LETTERS

Tom Colis from Miller Canfield gave a brief overview of the process for selling bonds and the involvement of Miller Canfield and Baker Tilly as well as each of their responsibilities for this process.

i. Miller Canfield

MOTION by Sadler seconded by Yockey to approve the engagement letter with Miller Canfield and give authorization to City Manager Horton or Mayor Kempf to sign this agreement.

ROLL CALL VOTE

Ayes: Sadler, Yockey, Collison, DeLuca, Ramirez, Kempf

Nays: None

Absent: Tanis

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ii. Baker Tilly

MOTION by Yockey seconded by Collison to authorize City Manager Horton and/or Mayor Kempf to approve the engagement letter with Baker Tilly as presented

ROLL CALL VOTE

Ayes: Yockey, Collison, DeLuca, Ramirez, Sadler, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

B. RESOLUTION 2023-03 NOTICE OF INTENT CAPITAL IMPROVEMENT BONDS

MOTION by Yockey seconded by Sadler to approve Notice of Intent Resolution 2023-03 Capital Improvement Bonds as presented.

ROLL CALL VOTE

Ayes: Yockey, Sadler, Collison, DeLuca, Ramirez, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

C. STAND-BY WELL IMPROVEMENTS

Superintendent Priehs informed that this update is in response to the drinking water violation received during the water emergency. Priehs described the proposal in the board packet from Elhorn Company regarding the equipment needed to add phosphates to the wells and update the chlorination. This process will aid in corrosion control and lead line leaching.

MOTION by Sadler and seconded by Yockey to approve the purchase of equipment and installation by Elhorn Company to add phosphates and update the chlorination to the stand-by wells at a cost of \$11,990.00 as presented.

ROLL CALL VOTE

Ayes: Sadler, Yockey, Collison, Deluca, Ramirez, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

D. AMENDMENT OF CITY OF IMLAY CITY ORDINANCES

i. Ordinance 8.3 Offenses Against City Regulations (Disturbing the Peace)

Chief Selby explained that this ordinance gives the City and Police Department more leverage to those individuals that are not receptive to voluntary compliance with regards to noise and could result in fines or jail time. In this ordinance it would also allow regulation of jake braking or the rambling noise from vehicle exhaust.

MOTION by Yockey seconded by Sadler to approve the First Reading of Ordinance 8.3 Offenses Against City Regulations (Disturbing the Peace) as presented.

ROLL CALL VOTE

Ayes: Yockey, Sadler, Collison, DeLuca, Ramirez, Kempf

Nays: None

Absent: Tanis

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ii. Snow Emergency Ordinance

Chief Selby explained that he has worked together with City Manager Horton and DPW Superintendent Priehs to create this ordinance. This ordinance would be triggered by the City Manager or their designee when the weather makes it necessary to execute this ordinance. Priehs stated that he has been requesting this and it is a long time coming.

MOTION by Collison seconded by Ramirez to approve the Snow Emergency Ordinance First Reading as presented.

ROLL CALL VOTE

Ayes: Collison, Ramirez, Sadler, Yockey, DeLuca, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

E. CITY PROPERTY PARCEL B4 I19-59-100-003-00; FORMER SIGN SHOP

Executive Director of the Lapeer County Development Corporation Sam Moore gave an overview of the Former Sign Shop and the Former Fire Hall RFP (Request for Proposal) that will be sent out looking for the ideal tenant for either or both of the parcels.

MOTION by Collison seconded by Yockey to grant permission to release the RFP regarding parcel #I19-59-100-003-00; Former Sign Shop as presented.

ROLL CALL VOTE

Ayes: Collison, Yockey, DeLuca, Ramirez, Sadler, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

F. CITY PROPERTY PARCEL B2 I19-59-100-001-00; FORMER FIRE HALL

MOTION by Collison seconded by Yockey to grant permission to release the RFP regarding parcel #I19-59-100-001-00; Former Fire Hall as presented.

ROLL CALL VOTE

Ayes: Collison, Yockey, DeLuca, Ramirez, Sadler, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

G. RESOLUTION 2023-04 2023 PROPERTY TAX POVERTY EXEMPTION

MOTION by Yockey seconded by Ramirez to approve Resolution 2023-04 2023 Property Tax Poverty Exemption as presented.

ROLL CALL VOTE

Ayes: Yockey, Ramirez, Sadler, Collison, DeLuca, Kempf

Nays: None

Absent: Tanis

MOTION CARRIED UNANIMOUSLY

10. CITIZENS FROM THE FLOOR

Fire Chief Horton wished to speak on the Former Sign Shop and informed that he has had Montgomery & Sons and Jarvis Property Restoration out to review the building in the past.

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11. **CLOSED SESSION**

MOTION by Yockey seconded by DeLuca to enter into Closed session: To consider the purchase or lease of real property pursuant to Section 8(1)(d) of the Michigan Open Meetings Act at 8:11PM

MOTION CARRIED UNANIMOUSLY

Mayor Kempf ended the Closed Session at 8:26PM

12. **CITY MANAGER TIME**

City Manager Horton notified the Commission that he received notice of a Petition for Election filed by the Michigan Fraternal Order of Police to represent our police patrol officers and the current contract expires June 30, 2023 with the Police Officers Association of Michigan. Horton continued with information regarding the Imlay Township Fire Contract and stated that he will be meeting with Supervisor Farkus on Wednesday.

13. **CITY COMMISSIONER TIME**

Mayor Kempf introduced the subject of the SCBA air packs possibly being donated to the Lapeer County Vo-Tech Public Safety Program to use for training purposes. City Manager Horton will look into the legalities and paperwork that needs to be in place in order to donate these items as requested and will add this item to the next agenda.

Commissioner Yockey commended the Imlay City Police Department on how professionally the recent event on Almont Avenue was handled and express her thanks to the City for allowing herself and Commissioner Collison to attend recent MML Zoom training.

Commissioner DeLuca expressed his support for donating the obsolete FD air packs and stated that this is a great idea.

Commissioner Sadler informed that Representative Greene and Senator Daley had a meeting today with MDOT to discuss a traffic light at Borland.

14. **ADJOURNMENT**

MOTION by Collison seconded by Yockey to adjourn at 8:40PM

MOTION CARRIED UNANIMOUSLY

Next Regular Commission Meeting Date: Tuesday, March 7, 2023 at 7:00PM

Respectfully submitted by: _____
Dawn Sawicki-Franz, City Clerk

APPROVED: March 07, 2023