

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

REGULAR MEETING
TUESDAY, JULY 05, 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 Bob Tanis, Commissioner Barbara Yockey

Absent: Commissioner Joe DeLuca, Commissioner Al Ramirez

Also Present: City Manager Craig Horton, Clerk/Treasurer Dawn Sawicki-Franz and Public.

4. **APPROVAL OF AGENDA**

A. **MOTION** by Yockey seconded by Tanis to approve the agenda as presented.

MOTION CARRIED UNANIMOUSLY

5. **APPROVAL OF CONSENT AGENDA**

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

A. **APPROVAL OF MINUTES** June 20, 2023 – Regular Meeting

B. **OTHER MINUTES** January 24, 2023 – Planning Commission

C. **PAYMENT OF BILLS IN THE AMOUNT OF:**

General Fund Checking	\$	437,120.00
Tax Account	\$	603.00
HRA Account	\$	<u>320.54</u>
Total	\$	<u><u>438,043.54</u></u>

ROLL CALL VOTE

Ayes: Collison, Sadler, Tanis, Yockey, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

6. **CITIZENS FROM THE FLOOR**

None

7. **DEPARTMENT HEAD REPORT**

None

8. **UNFINISHED BUSINESS**

A. **IMLAY CITY POLICE DEPARTMENT SUCCESSION PLAN**

City Manager Horton updated that Javier Sanchez has been hired and will begin training class in August. Interviews were conducted internally for the new Detective position. In addition, Chief Selby will bring Sanchez to meet the Commission at a future meeting and update the Commission on the status of the Police Department Succession Plan progress.

NO MOTION, DISCUSSION ONLY

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B. CITY OWNED PROPERTIES UPDATE

City Manager Horton stated that our attorney is not present at this meeting and this is proof that the Sage Creek attorney and our attorney have not finished the language for a purchase agreement with the contingencies necessary regarding EGLE and zoning, etc. Horton hopes to have an agreement ready for the Commission at the July 20th meeting.

NO MOTION, DISCUSSION ONLY

C. 425 AGREEMENT – IMLAY TOWNSHIP UPDATE

City Manager Horton shared that he has been in contact with Imlay Township Supervisor Rick Farkas regarding the proposed 425 Agreement between Imlay Township and Imlay City. Supervisor Farkas wants to meet with his board and then have a joint meeting with the two entities to explore options and work out the details.

NO MOTION, DISCUSSION ONLY

D. CDBG - MEDC

City Manager Horton informed that the City Staff have been working diligently to meet all the requirements of the CDBG Grant and the following are required documents to move forward with these requirements.

i. SECTION 3 POLICY

MOTION by Yockey seconded by Collison to approve the CDBG-MEDC Section 3 Policy as presented.

ROLL CALL VOTE

Ayes: Yockey, Collison, Sadler, Tanis, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

ii. PROCUREMENT POLICY

MOTION by Yockey seconded by Collison to approve the CDBG-MEDC Procurement Policy as presented.

ROLL CALL VOTE

Ayes: Yockey, Collison, Sadler, Tanis, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

iii. RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

MOTION by Collison seconded by Yockey to approve the CDBG-MEDC Residential Anti-Displacement and Relocation Plan as presented.

ROLL CALL VOTE

Ayes: Collison, Yockey, Sadler, Tanis, Kempf

Nays: None

Absent: DeLuca, Ramirez

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iv. CITIZEN PARTICIPATION PLAN AND OTHER REQUIREMENTS

MOTION by Tanis seconded by Sadler to approve the CDBG-MEDC Citizen Participation Plan as presented.

ROLL CALL VOTE

Ayes: Tanis, Sadler, Yockey, Collison, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

v. GRIEVANCE PROCEDURE-UNDER SECTION 504 OF THE REHABILITATION ACT OF 1979

MOTION by Sadler seconded by Tanis to approve the CDBG-MEDC Grievance Procedure as presented.

ROLL CALL VOTE

Ayes: Sadler, Tanis, Yockey, Collison, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

vi. NON-DISCRIMINATION ON BASIS OF HANDICAP

MOTION by Yockey seconded by Tanis to approve the CDBG-MEDC Non-Discrimination on basis of Handicap Policy as presented.

ROLL CALL VOTE

Ayes: Yockey, Tanis, Collison, Sadler, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

vii. RESOLUTION 2023-12 CDBG-MEDC EXCESSIVE FORCE POLICY

MOTION by Collison seconded by Yockey to approve Resolution 2023-12 CDBG-MEDC Excessive Force Policy as presented.

ROLL CALL VOTE

Ayes: Collison, Yockey, Sadler, Tanis, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

viii. SECTION 504 ADA SELF-EVALUATION

MOTION by Tanis seconded by Sadler to approve the CDBG-MEDC Section 504 ADA Self Evaluation as presented.

ROLL CALL VOTE

Ayes: Tanis, Sadler, Yockey, Collison, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

9. NEW BUSINESS

A. OLD SCHOOL PARK

City Manager Horton shared that the Park and Recreation Commission have discussed and would like to revisit the plan of a new park pavilion located at Old School Park. Horton explained

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that DPW Superintendent Priehs reviewed and included in the board packet, the previous bid package for this project which included the specs for the pavilion that was put on hold during the pandemic when the costs of building materials increased to such that this project's pricing rose to out of the City's range.

MOTION by Collison seconded by Yockey to authorize the City to put out to bid, the pavilion project located at Old School Park as presented.

ROLL CALL VOTE

Ayes: Collison, Yockey, Tanis, Sadler, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

Commissioner Tanis asked if Priehs would investigate the need for gutters on this type of structure to prevent issues with the cement below.

B. WELL WATER SUPPLY AGREEMENT

City Manager Horton explained that the backup City wells are used by ConAgra with an agreement contract. These wells are used only for cleaning tanks and are not used for the pickling process. As a side note; Horton informed that the wells were damaged by the continued use during the water crisis and could not be covered by the FEMA reimbursement, so the damage was turned into our insurance company MML and was covered at a reimbursement of approximately \$97,000.

MOTION by Sadler seconded by Tanis to approve the well water supply agreement contract with ConAgra Foods Packaged Foods LLC as presented.

ROLL CALL VOTE

Ayes: Sadler, Tanis, Collison, Yockey, Kempf

Nays: None

Absent: DeLuca, Ramirez

MOTION CARRIED UNANIMOUSLY

C. PROPOSED WATER AND SEWER ORDINANCE CHANGES

City Manager Horton stated that the proposed water and sewer ordinance changes that were suggested by John Kaczor of Municipal Analytics and DPW Superintendent Priehs and are included in the board packet are for review only and will be back on the agenda with the attorney present to explain the necessary updates.

NO MOTION, DISCUSSION ONLY

D. SPECIAL EVENT PERMIT-IMLAY CITY AREA CHAMBER OF COMMERCE SUMMER FEST

Chamber of Commerce Executive Director Christiana Bishop outlined the upcoming events that will be at the Imlay City Chamber of Commerce Summer Fest that will be held Friday, August 11th thru Saturday, August 12th, 2023 in the Imlay City Downtown area with Fireworks at the Eastern Michigan State Fairgrounds on Friday, August 12th at dusk.

MOTION by Sadler seconded by Tanis to approve the special event permit submitted by the Imlay City Area Chamber of Commerce for their Summer Fest as presented.

MOTION CARRIED UNANIMOUSLY

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E. SPECIAL EVENT PERMIT-IMLAY CITY AREA CHAMBER OF COMMERCE SUMMER FEST PARADE

Chamber of Commerce Executive Director Bishop described the Summer Fest parade route with the parade to be held on Saturday, August 12th, 2023 at 4PM starting and finishing at the Eastern Michigan State Fairgrounds.

MOTION by Tanis seconded by Sadler to approve the special event permit submitted by the Imlay City Area Chamber of Commerce for their Summer Fest parade as presented.

MOTION CARRIED UNANIMOUSLY

10. CITIZENS FROM THE FLOOR

Christiana Bishop commended the Commission on the great job that they are doing and expressed her appreciation to Chief Selby for the introduction of the Detective position and the Police Succession Plan as well as the things that are happening to make the downtown buildings better and cleaning up the area blight. Bishop continued expressing her excitement of Sage Creek coming to the community and shared that this will be an asset to the downtown.

11. CLOSED SESSION

None

12. CITY MANAGER TIME

City Manager Horton shared that the trestle sidewalk is complete and the DDA Director Christine Malzahn is working with CN to see if landscaping the area will be possible. Horton and Mayor Kempf would like to see a dedication and ceremony to celebrate the new trestle walkway connecting the two sides of the City on M-53.

13. CITY COMMISSIONER TIME

Commissioner Yockey said a huge thank you to our community for keeping things calm even with fireworks throughout our City for the Independence Day Holiday and the weekend.

14. ADJOURNMENT

MOTION by Yockey seconded by Tanis to adjourn at 7:43PM

MOTION CARRIED UNANIMOUSLY

Next Regular Commission Meeting Date: Tuesday, July 18, 2023 at 7:00PM

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

APPROVED: July 18,2023