

CITY OF CLIO
Regular Commission Meeting
Monday, October 5, 2015
6:00 p.m.

1. CALL TO ORDER/ROLL CALL

The Clio City Commission meeting was called to order by Mayor Smith at 6:00 p.m.

ROLL CALL:

Commission Members Present:

Commissioner Duane Mosher
Commissioner Bonnie Bare
Commissioner William Kovl
Commissioner D.J. Williams (entered 6:03pm)
Commissioner Edward Mosher (entered 6:01pm)
Mayor Pro Tem Waner
Mayor Robert Smith

Staff Present:

City Administrator, Eric Wiederhold
City Clerk, Linda Kingston
City Treasurer, Don Dowell
Police Chief, Rick Witham
DPS Superintendent, Shaun Slocum
City Attorney, Otis Stout
City Engineer, Lou Fleury

ABSENT: None

2. A. Public Comment – none

3. Approval of Agenda

Motion by Commissioner Bare, second by Commissioner D. Mosher to approve the agenda adding **J)** Vienna Twp. Building Inspector Inspection fee amendment **K)** Johnson Street discussion

Voice Vote

Voting Yes: D. Mosher, Kovl, Bare, E. Mosher, Williams, Waner, Smith

Voting No: None

Absent: None

Motion Carried

4. Approval of Minutes

Motion by Commissioner D. Mosher, second by Commissioner Kovl to approve the September 21, 2015 Commission meeting minutes

Voice Vote

Voting Yes: D. Mosher, Kovl, Bare, E. Mosher, Williams, Waner, Smith

Voting No: None

Absent: None

Motion Carried

5. Approval of Bills

Motion by Commissioner D. Mosher, second by Commissioner E. Mosher to approve the bills in the amount of \$416,143.21

Roll Call

Ayes: D. Mosher, Kovl, Bare, E. Mosher, Williams, Waner, Smith

Nays: None

Absent: None

Motion Carried

1 **6. Unfinished Business**

2 **A. Park Drainage**

3 Commissioner Bare reported that she met with Gary Stevens and Tim Ranville at the park last
4 week to assess the drainage issue in the park. Park & Recreation will pay for the proposed
5 drainage repair in June 2016. Mayor Pro Tem Waner pointed out that the City Park is located in a
6 flood plain.

7
8 **7. New Business**

9 **A. Special Event application – Veterans Day Celebration – November 11, 2015**

10 **Motion by Commissioner D. Mosher, second by Commissioner Williams** to approve Special
11 Event application – Veterans Day Celebration – November 11, 2015

12 **Voice Vote**

13 **Voting Yes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

14 **Voting No: None**

15 **Absent: None**

16 **Motion Carried**

17
18 **B. Resolution 15-43 Halloween Trick-or-Treat hours – Oct 31, 2015, 5-8pm**

19 **Motion by Commissioner Bare, second by Commissioner Williams** to approve Resolution 15-
20 43 Halloween Trick-or-Treat hours – Oct 31, 2015, 5-8pm

21 **Voice Vote**

22 **Voting Yes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

23 **Voting No: None**

24 **Absent: None**

25 **Motion Carried**

26
27 **C. Amphitheater contract with The System; Tuesday, July 12, 2016 for \$2,850**

28 **Motion by Commissioner Bare, second by Commissioner D. Mosher** to approve Amphitheater
29 contract with The System; Tuesday, July 12, 2016 for \$2,850

30 **Roll Call**

31 **Ayes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

32 **Nays: None**

33 **Absent: None**

34 **Motion Carried**

35
36 **D. Amphitheater request - tentative approval for selling alcohol during one program of the**
37 **2016 Summer Concert Series**

38 **Motion by Commissioner D. Mosher, second by Commissioner Bare** to approve Amphitheater
39 request - tentative approval for selling alcohol during one program of the 2016 Summer Concert
40 Series

41 **Voice Vote**

42 **Voting Yes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

43 **Voting No: None**

44 **Absent: None**

45 **Motion Carried**

46
47 **E. Backhoe purchase**

48 **Motion by Commissioner D. Mosher, second by Commissioner E. Mosher** to approve the
49 purchase of a John Deere 310L Backhoe not to exceed \$73,389, price reflects discount, trade-in
50 and 5 year warranty.

1 **Roll Call**

2 **Ayes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

3 **Nays: None**

4 **Absent: None**

5 **Motion Carried**

6
7 **F. Compensation Commission recommendations**

8 Commission accepted Compensation board recommendations as presented. Commissioner Kowl
9 requested a point of order regarding Open Meetings Act. Clerk Kingston will provide him with
10 copy of the Open Meetings Act, and reassured Commissioner Kowl that the September 28, 2015
11 Compensation Commission meeting had been properly posted since September 15, 2015.

12
13 **G. Employment agreement amendment – City Administrator**

14 City Administrator, Eric Wiederhold requested consideration for an employment agreement
15 amendment be permitted to add any unused annual leave (sick, personal and vacation time) since
16 the date of his appointment to severance. Mayor Pro Tem Waner asked that a reporting
17 requirement of days added to severance be included in the amendment. City Attorney Otis Stout
18 and Wiederhold will draft an amendment to bring back to the Commission. Wiederhold will
19 calculate and bring back to the Commissioners for the next meeting, October 19, 2015.

20
21 **H. Neighborhood Improvement Program**

22 City Administrator, Eric Wiederhold presented the Commissioners with a draft ordinance
23 providing for the establishment and operations of a City of Clio Neighborhood Improvement
24 Authority. He provided the Commissioners with a copy of the enabling legislation,
25 Neighborhood Improvement Authority Act, Act 61 of 2007. The Commissioners discussed
26 adding Resolution language to include the fact that there will be no increase in taxes in
27 establishing this Authority. This Authority would only capture existing taxes. Discussion took
28 place on the number recommended for a NIA Committee, adding alternates, and staggering four
29 year terms.

30
31 **I. DDA Boundary amendment**

32 City Administrator, Eric Wiederhold would like to present the amended Downtown Development
33 Authority TIF (Tax Increment Financing) boundaries at the next Commission meeting, Monday,
34 October 19, 2015. The Commissioners agreed that they do not want any homestead properties
35 within the TIF boundaries. Wiederhold explained that the DDA (Downtown Development
36 Authority) and NIP (Neighborhood Improvement Program) cannot overlap by state statute.

37
38 **J. Vienna Twp. Inspector Fee amended fee schedule**

39 **Motion by Mayor Pro Tem Waner, second by Commissioner D. Mosher** to approve the
40 amended Vienna Township Rental Inspection fee schedule as:

41 Rental Inspection, one or first unit	\$60.00
42 Rental Inspection, second and each additional unit	\$50.00
43 Rental Inspection, re-inspection	\$50.00

44 **Roll Call**

45 **Ayes: D. Mosher, Kowl, Bare, E. Mosher, Williams, Waner, Smith**

46 **Nays: None**

47 **Absent: None**

48 **Motion Carried**

49
50 **Commissioner Williams left at 7:17 pm**

1
2 **K. Johnson Street discussion**

3 Commissioner Kovl requested that the property owner, Ray Short, 303 S. Mill Street (corner of S.
4 Mill and Johnson Street) be reviewed and assessed for damages. Mr. Ray Short claims during the
5 2014-15 Johnson Street paving project, damage was done to the driveway. Additionally, the
6 sidewalk and driveway apron need to be replaced. The engineer and city administrator will
7 review and give their assessment to the Commissioners next meeting. This item, 303 S. Mill
8 Street property will be tabled until October 19, 2015.
9

10 **8. Staff Reports**

11 **City Administrator** – none

12 **City Attorney** – Otis reported he has a lot of cases in court this week.

13 **Chief of Police** – none

14 **Treasurer** – none

15 **City Engineer**- none

16 **Clerk** – Election Commission board met prior to the Commission meeting and adopted the
17 November 3, 2015 Election Inspector worker list.

18 **DPS Superintendent**- Shaun thanked the one-hundred plus New Covenant Church volunteers
19 that came out to help clean up the City Park and trails. Commissioners requested that a formal
20 certificate be composed for the New Covenant Church volunteer group recognizing their efforts.
21

22 **9. Commissioner comments/Committee reports**

23 **Commissioner E. Mosher** – announced that this is his last meeting; he is moving out of the city.
24 He will forward a formal resignation. Ed thanked everyone and appreciates the opportunity to
25 serve the City of Clio.

26 **Commissioner Kovl** –911 Genesee County Consortium sent notice that their Director, Lloyd
27 Fayling passed away July 26, 2015.

28 **Commissioner D. Mosher** – it has been an honor to serve with his son, Commissioner Edward
29 Mosher, who was 19 years old when he started and watched him grow and turn into a man.

30 **Commissioner Bare** – we will miss Commissioner Edward Mosher

31 **Mayor Pro Tem Waner** – attended a special meeting Tuesday, September 22, 2015 for the 911-
32 Genesee County Consortium and a budget was approved. Additionally, the Commission will have
33 to look for a Veterans Board new appointee as of November 3, 2015; he will no longer be a
34 Commissioner representing the City of Clio.

35 **Commissioner Williams** – none

36 **Mayor Bob Smith**- Thanked Commissioner Edward Mosher for his service.
37

38 **10. Excuse Absent Member - None**

39
40 **11. Mayor Smith adjourned the meeting at 7:34 p.m.**
41
42
43
44

45 _____
Robert Smith, Mayor

_____ Date

_____ Linda Kingston, Clerk

_____ Date