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## A G E N D A

### CITY COMMISSION MEETING

Monday, July 21, 2014

7:00 PM

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call.
4. Announcements, Acknowledgments and Communications and Reports.
5. Adoption of Agenda.
6. Public Participation.
7. Administrative Response to Issues or Questions Raised During Previous Meetings.
8. Approval of Minutes.
9. General Business.

9-A - Request Approval of the 2014 Inside/Out Installation Agreements between the City of Mount Clemens and the Detroit Institute of Arts (DIA) for Exhibition of Art Reproductions.

9-B - Request Approval of the Reallocation of Community Development Block Grant Funds for Fiscal Years (FY) 2013 - 2015.

9-C - Request to Approve Amended Cooperative Agreement with Macomb County for the Urban County Community Development Block Grant (CDBG) Program.

9-D - Approve Purchases and Payment of Invoices.

10. Consent Agenda.

10-A - Second Reading and Adoption of an Ordinance Amending the Downtown Development Authority (DDA) District Boundaries.

10-B - Request Approval to Hold the Annual Tara Grant Walk & Run on Saturday, September 13, 2014.

10-C - Request Approval to Hold the 23rd Annual Anton Art Center ArtParty.

10-D - Request by the Compassion Pregnancy Center to Conduct the Footprints for Life Fundraiser on October 4, 2014.

11. City Manager's Report.

12. Commissioners' Comments.

13. Closed Session

To Consider Attorney-Client Privileged Material Exempt from Discussion or Disclosure by State or Federal Statute Pursuant to Section 8(h) of the Open Meetings Act (Act 267 of 1976).

14. Adjournment.

The City of Mount Clemens will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting/hearing upon one week-notice to the City of Mount Clemens. Individuals with disabilities requiring auxiliary aids should contact the City of Mount Clemens by writing or calling the following:

City Clerk's Office  
One Crocker Boulevard  
Mount Clemens, Michigan 48043  
586.469.6818, Extension 310  
911 - TDD

## EXPLANATION OF AGENDA – July 21, 2014

### Administrative Response to Issues or Questions Raised During Previous Meetings

#### 1. Charter Amendment

Q: How will the additional revenue be spent if the Charter Amendment is approved?

A: The City can sustain current service levels (four deputies and three firefighter minimum staffing) and restore some of what was cut during the Great Recession. The City must continue to cut costs where it can because the cost of maintaining services will increase faster than revenues.

Q: Did the City promise employees and retirees too much?

A: No, not relative to similar cities (see attached).

#### 2. Nepotism Prohibition

Section 10.118 of the City Charter states:

*The following relatives and their spouses (a) of any elective official or of his spouse, or (b) of the City Administrator or of his spouse, are disqualified from holding any appointive office or employment during the term for which said elective official was elected or during the tenure of office of the City Administrator respectively: child, grandchild, parent, grandparent, brother, sister, half brother and half sister. All relationships shall include those arising from adoption. This section shall in no way disqualify such relatives or their spouses who are bona fide appointive officers or employees of the City at the time of the election of said elective official or the appointment of said City Administrator.*

As this is a legal matter, I asked the City Attorney to review the issue and schedule a closed session pursuant to Section 8(h) of the Open Meetings Act (Act 267 of 1976) to consider attorney-client privilege material exempt from discussion or disclosure by state or federal statute.

3. Expired Planning Commission Terms

Section 15 (2) of the Michigan Planning Enabling Act (Act 33 of 2008) MCL 125.3815 states in relevant part:

*(2) A city, village or township planning commission shall consist of 5, 7 or 9 members... Members of a planning commission other than ex officio members under subsection (5) shall be appointed for 3-year terms... If a vacancy occurs on a planning commission, the vacancy shall be filled for the unexpired term in the same manner as provided for an original appointment. **A member shall hold office until his or her successor is appointed.***

4. Michigan Fireworks Safety Act (Act 256 of 2011)

Section 7 of the Michigan Fireworks Safety Act (Act 256 of 2011) state in relevant part:

*(1) Except as provided in this act, a local unit of government shall not enact or enforce an ordinance, code or regulation pertaining to or in any manner regulating the sale, display, storage, transportation or distribution of fireworks regulated under this act.*

*(2) A local unit of government may enact an ordinance regulating the ignition, discharge and use of consumer fireworks, including, but not limited to, an ordinance prescribing the hours of the day or night during which a person may ignite, discharge or use consumer fireworks. If a local unit of government enacts an ordinance under this subsection, the ordinance shall not regulate the ignition, discharge or use of consumer fireworks on the day preceding, the day of or the day after a national holiday except as follows:*

*(a) A local unit of government with a population of 50,000 or more or **a local unit of government located in a county with a population of 750,000 or more** may regulate the ignition, discharge, or use of consumer fireworks between the hours of 12 midnight and 8 a.m. or between the hours of 1 a.m. and 8 a.m. on New Year's day.*

*(3) An ordinance under subsection (2) shall only impose a civil fine of not more than \$500.00 for each violation of the ordinance and no other fine or sanction.*

**August 5, 2014**  
**City Charter Amendment**  
**Ballot Question**

Administrative Response

July 16, 2014

# How will the money be spent if the Charter Amendment is approved?

- The City can sustain current service levels and restore some of what was cut during the Great Recession
  - Four deputy minimum staffing
  - Three firefighter minimum staffing
- The City must continue to cut costs where it can because the cost of maintaining services will increase faster than revenues

# What will happen if this fails?

## **More Service Reductions**

- Replace full-time fire department with paid on call department
- Eliminate Dial-A-Ride services
  - On-demand service
  - Park & Ride Shuttle
- Eliminate Animal Control

## **Financial Emergency**

1. Consent agreement (unlikely to succeed)
2. Emergency manager (most likely)
3. Neutral evaluation (untested)
4. Chapter 9 bankruptcy (unlikely)

# Economic Development

Q: How much would the City's existing tax base have to grow in order to provide the same revenue as the Charter Amendment?

# Economic Development

## **5.0000 mills (\$1.6 million)**

- The City's existing tax base would have to grow by more than 36% outside the Tax Increment Finance (TIF) district to generate an additional \$1.6 million

## **6.2903 mills (\$2.0 million)**

- The City's existing tax base would have to grow by more than 45% outside the Tax Increment Finance (TIF) district to generate an additional \$2.0 million

# Income vs. Property Tax

Q: Would a city income tax cost the average household more or less than the Charter Amendment?

# Income vs. Property Tax

## Median Income Tax

- Median household income, 2008-2012 = \$34,420
- Tax Rate = 1%
- Median household income tax = \$344

## Average Property Tax

- Average Residential Taxable Value = \$36,000
- Tax Rate = 6.2903 mills
- Average property tax increase = \$226
- 34% less than median household income tax

# Forgone Revenue

Q: How much would recapturing forgone revenue like tax abatements and tax increment financing (TIF) save the City?

# Forgone Revenue

## **Tax Abatements**

- Eliminating current tax abatements would return \$34,000 to the General Fund

## **Tax Increment Financing**

- Tax increment financing from the General Fund was reduced by 66%
- Eliminating the remaining tax increment financing would return less than \$43,000 to the General Fund

# Legacy Costs

Q: Did the City promise employees and retirees too much?

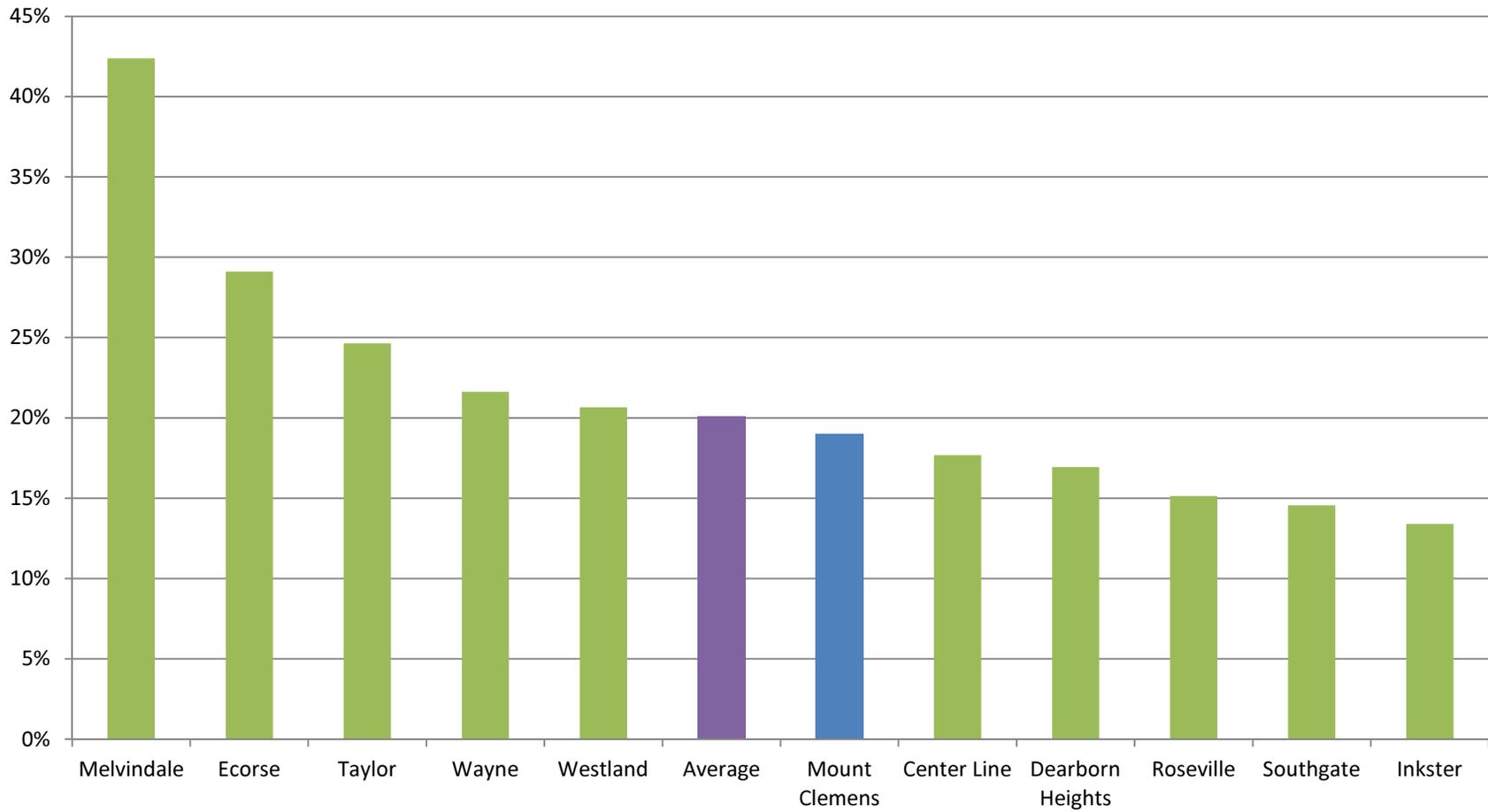
# Average Annual Pension

- The average benefit for 186 current retirees and beneficiaries is less than \$24,000 annually
  - Firefighters ***do not*** participate in Social Security and contribute 6.55 percent of pay
  - General employees participate in Social Security and contribute 5.3 percent of pay
  - The City's contributions are determined by an annual actuarial valuation
- The plan was nearly 90% funded as of June 30, 2012

Legacy Costs

# **UNFUNDED LIABILITIES/ 2014 TAXABLE VALUE**

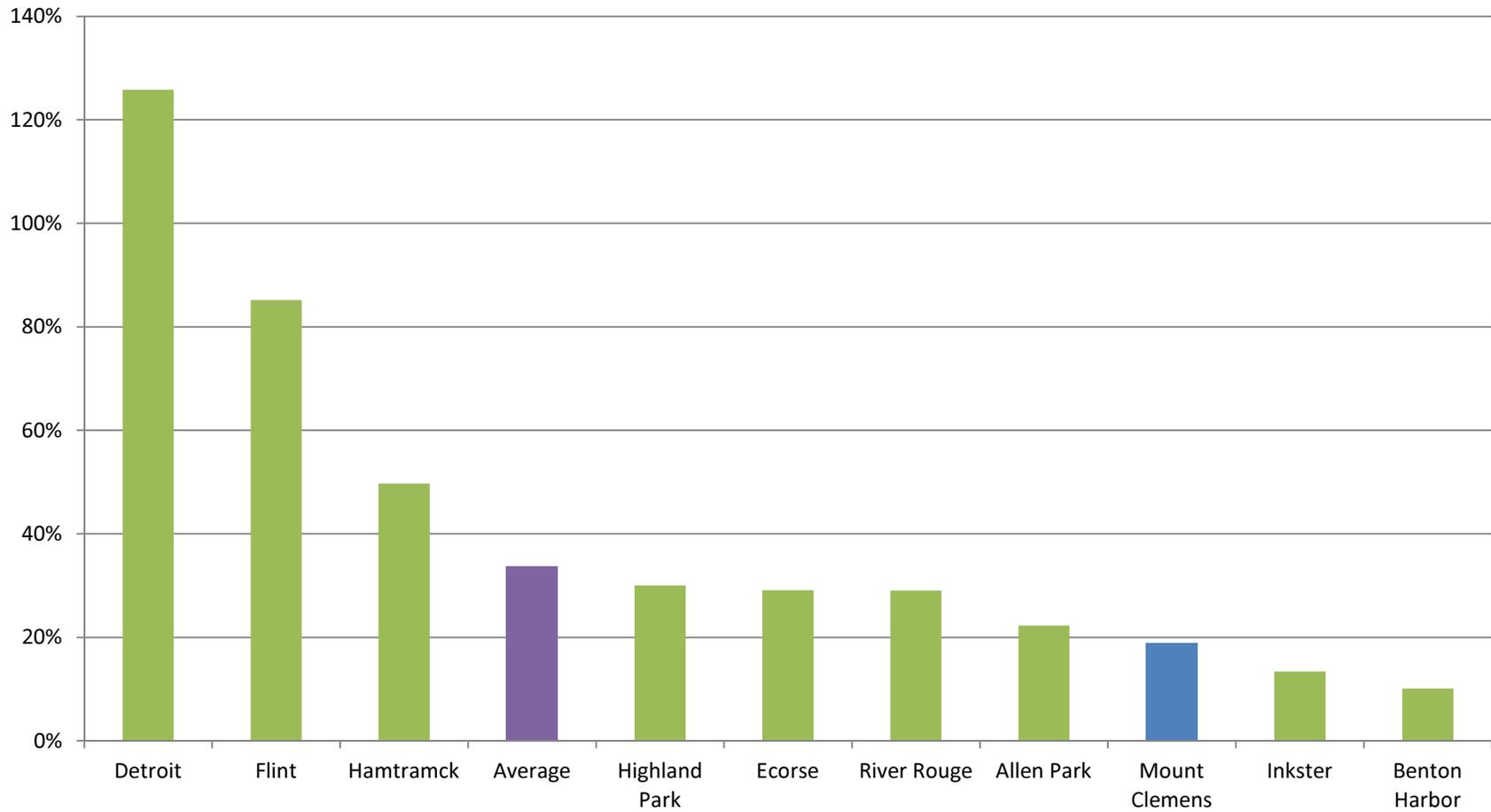
# Similar Metro Detroit Cities



7/16/2014

DRAFT

# Emergency Management Cities



7/16/2014

DRAFT

## CITY COMMISSION MEETING

County of Macomb  
State of Michigan

July 7, 2014  
Commission Chambers

A regular meeting of the Mount Clemens City Commission was held on Monday, July 7, 2014, at 7:00 p.m. The meeting was held in the Commission Chambers of the Municipal Building, One Crocker Boulevard, Mount Clemens, Michigan. Present at the meeting were Mayor Barb Dempsey and Commissioners Gary Blash, Roger Bunton, Lois Hill, Denise Mentzer and Joe Rheker. Commissioner Ron Campbell was absent. Also in attendance were Robert Bruner, Jr., Interim City Manager; Michael Murray, City Attorney; and Lynne Kennedy, City Clerk.

The meeting was called to order at 7:00 p.m.

Commissioner Bunton made a motion, supported by Commissioner Mentzer, to excuse Commissioner Campbell from the meeting. The motion passed unanimously.

### **ANNOUNCEMENTS, ACKNOWLEDGEMENTS, COMMUNICATIONS AND REPORTS WERE ADDRESSED, ITEM 4.**

### **THE ADOPTION OF THE AGENDA WAS CONSIDERED, ITEM 5.**

Commissioner Hill made a motion, supported by Commissioner Bunton, to adopt the agenda as presented. The motion passed unanimously.

### **PUBLIC PARTICIPATION WAS CONDUCTED, ITEM 6.**

### **ADMINISTRATIVE RESPONSE TO ISSUES OR QUESTIONS RAISED DURING PREVIOUS MEETINGS WERE RECEIVED, ITEM 7.**

### **APPROVAL OF MINUTES WAS CONSIDERED, ITEM 8.**

Commissioner Hill made a motion, supported by Commissioner Bunton, to approve the minutes of the special City Commission meeting of June 9, 2014; and the regular City Commission meeting of June 16, 2014, as presented. The motion passed unanimously.

### **PUBLIC HEARING FOR THE REALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEARS (FY) 2013 – 2015 WAS CONDUCTED, ITEM 9-A.**

Commissioner Rheker made a motion, supported by Commissioner Mentzer, to open the public hearing. The motion passed unanimously.

There were no public comments.

Commissioner Blash made a motion, supported by Commissioner Bunton, to close the public hearing. The motion passed unanimously.

### **INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) DISTRICT BOUNDARIES WAS CONSIDERED, ITEM 9-B.**

July 7, 2014

Commissioner Bunton made a motion, supported by Commissioner Hill, to approve the introduction and first reading of an Ordinance amending the Downtown Development Authority district boundaries and set July 21, 2014, as the date for the second reading and adoption.

The vote on the motion was:

Ayes: Mentzer, Bunton, Dempsey, Hill

Nays: Rheker, Blash

The motion passed.

**CITY COMMISSION CONSIDERATION AND APPROVAL OF CITY MANAGER APPOINTMENT AND EMPLOYMENT AGREEMENT, ITEM 9-C.**

Commissioner Bunton made a motion, supported by Commissioner Blash, to appoint Steven M. Brown to the position of City Manager and approve the Employment Agreement between the City of Mount Clemens and Steven M. Brown.

The vote on the motion was:

Ayes: Blash, Bunton, Dempsey, Hill

Nays: Rheker, Mentzer

The motion passed.

**APPROVAL OF A ONE-YEAR COMMITMENT WITH SHELBYVISION PRESENTS, LLC, FOR PRODUCING AN INDEPENDENCE DAY EVENT IN MOUNT CLEMENS FROM JUNE 26 THROUGH JUNE 28, 2015, WAS CONSIDERED, ITEM 9-D.**

Commissioner Hill made a motion, supported by Commissioner Bunton, to approve the request from Shelbyvision Presents, LLC, for a one-year commitment to produce an annual Independence Day event on June 26 through June 28, 2015, subject to the City Manager's Office and Shelbyvision Presents, LLC, negotiating a Special Events Permit.

The vote on the motion was:

Ayes: Blash, Bunton, Dempsey, Hill

Nays: Mentzer, Rheker

The motion passed.

**ADOPTION OF A RESOLUTION OPPOSING THE LEGALIZATION OF MARIJUANA FOR GENERAL USE IN MACOMB COUNTY COMMUNITIES WAS CONSIDERED, ITEM 9-E.**

Commissioner Blash made a motion, supported by Commissioner Bunton, to adopt the attached resolution opposing the legalization of marijuana for general use in Macomb County Communities.

The vote on the motion was:

July 7, 2014

Ayes: Bunton, Dempsey, Hill, Mentzer, Blash

Nays: Rheker

The motion passed.

**APPROVAL OF PURCHASES AND THE PAYMENT OF INVOICES WERE CONSIDERED, ITEM 9-F.**

Commissioner Hill made a motion, supported by Commissioner Blash, to approve the purchases and payments of invoices, as amended:

1. Purchases 9-F-1, for Detroit Elevator, was removed from the agenda.

The motion passed unanimously.

**THE CONSENT AGENDA WAS CONSIDERED, ITEM 10.**

Commissioner Blash made a motion, supported by Commissioner Bunton, to approve the consent agenda as presented.

In Item 10-A, the request to authorize the execution of the Unilateral METRO Act Right-of-Way Permit between the City of Mount Clemens and Fiber Technologies Networks, L.L.C., was approved.

In Item 10-B, the request to close Lodewyck Street between Church and Robertson on August 16, 2014, from 4:00 p.m. to 11:00 p.m. for a Block Party, was approved.

In Item 10-C, the request to conduct the Old Crowd parade, and street closures, from 8 a.m. to 9:30 a.m. on Thursday, August 21, 2014, was approved.

The motion passed unanimously.

**THE CITY MANAGER'S REPORT WAS GIVEN, ITEM 11.**

Commission Rheker left the meeting at 8:45 p.m.

**COMMISSIONERS' COMMENTS WERE RECEIVED, ITEM 12.**

Commissioner Blash made a motion, supported by Commissioner Bunton, to adjourn the meeting. The motion passed unanimously.

The meeting adjourned at 9:07 p.m.

Respectfully submitted,

---

Barb Dempsey, Mayor

---

Lynne Kennedy, City Clerk

July 7, 2014

**EXPLANATION OF AGENDA – July 21, 2014**

**Agenda Item No. 9-A**

**Request Approval of the 2014 Inside/Out Installation Agreements between the City of Mount Clemens and the Detroit Institute of Arts (DIA) for Exhibition of Art Reproductions**

The Anton Art Center is requesting approval of the attached 2014 Inside/Out Installation Agreements. Inside/Out is a project sponsored by the DIA, to bring reproductions of great treasures from the DIA into communities. The agreements set forth the terms, conditions and locations of the exhibits, which include a free standing reproduction in Clinton River Park and a wall mounted reproduction on City Hall.

Commercial general liability insurance during the period of exhibition will be provided by DIA's underwriter, Lyman and Sheets Insurance Agency.

**SUBMITTED BY:** Robert Bruner, Jr., Interim City Manager

**RECOMMENDED MOTION:** Approve the 2014 Inside/Out Installation Agreements between the City of Mount Clemens and the Detroit Institute of Arts for exhibition of art reproductions.



## 2014 INSIDE/OUT Installation Agreement

This letter of agreement will confirm the participating site owner and DIA's commitment to the conditions of installation.

- a) A full-sized, framed reproduction of a work from the DIA's permanent collection will be produced at the museum's expense, using materials that are weatherproof and lightfast. Installation onto buildings will be performed by a licensed and insured sign contractor at the museum's expense, installation onto free-standing sign posts will be by DIA staff.
- b) Installations by sign contractor onto buildings will require anchoring the reproduction substrate with appropriate hardware. De-installation will also be performed by the same contractor, and includes remediation of mounting holes with materials specified by site owner in this agreement. The de-installed reproduction will remain the property of the DIA.
- c) Commercial general liability insurance during the period of exhibition will be covered by DIA underwriter (Lyman and Sheets Insurance Agency) with limits of insurance of \$1,000,000. each occurrence and \$2,000,000 annual aggregate and shall name the sit owner as an additional insured.
- d) In the event of theft or vandalism, as budget allows, the DIA will replace or remove the reproduction at the museum's expense. Replacement will require approximately fourteen days from request to reinstallation. If for any reason the owner or municipality requests removal before the date specified in this agreement, the DIA will comply within five days, at the museum's expense.
- e) Cities and businesses involved in the project will be featured on a map on the DIA's website ([www.dia.org](http://www.dia.org)). They will also be connected to the DIA through our social networks, including our Facebook, Flickr and Twitter accounts. The project will receive recognition through our newsletter and various printed and electronic communications.
- f) The duration of installation is approximately from July 28 through sometime in October although individual installation/de-installation dates may vary based on owner's arrangements with DIA site manager.
- g) DIA agrees to indemnify and hold site owner harmless from any and all liability for personal injury, property damage, or for loss of life or property resulting from the construction, installation, care, control, maintenance, or use of the reproductions on site premises.

Community Contact: Anne Lilla, Executive Director, Anton Art Center

Host Site: Mount Clemens City Hall

Owner/Contact Name:

Site Address: One Crocker Blvd.

Site Telephone:

Owner/Contact Telephone:

Site Fax:

Owner/Contact Fax:

Site E-mail Address:

Owner/Contact E-mail:

Zoning/Permits Required:

Requested Installation Date: July 28, 2014 Requested De-installation Date: October 2014

**TO BE FILLED OUT BY DIA**

Title of Reproduction Eleanora of Toledo

Artist/Culture: Agnolo Bronzino

Dimensions: 56 1/2 x 48 Building Material: brick

Special Mounting & Remediation Instructions : wall mount; remediate holes with color match mortar upon removal

**Name & Signature of Owner/Contact:**

\_\_\_\_\_  
\_\_\_\_\_

Date:

**Name & Signature of DIA Project Coordinator:**

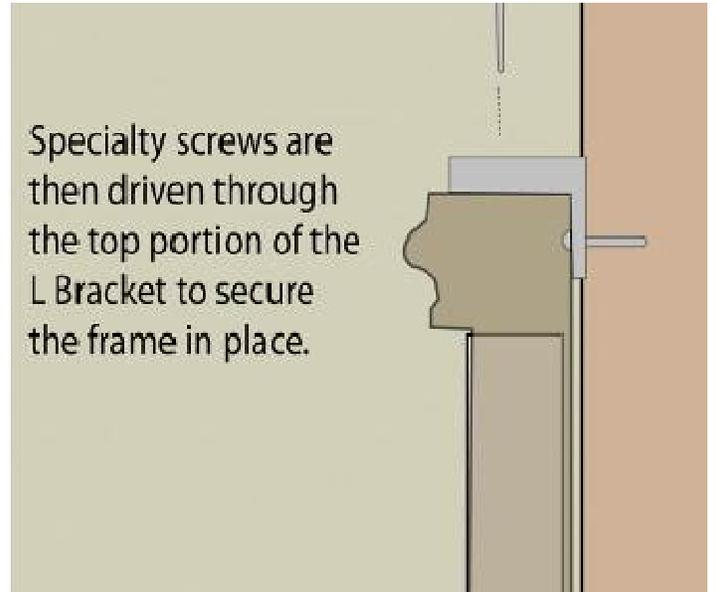
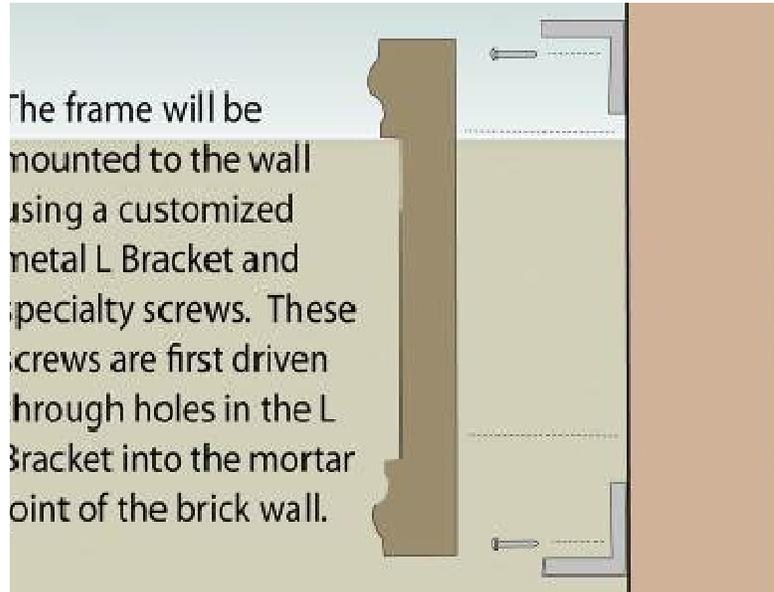
Kathryn Dimond



Date: 01/01/2014

## Installation Details

The replicas are lightweight and will not require heavy installation hardware. Each location will be evaluated prior to installation and mounting hardware will be as minimal as possible. Reproductions will be mounted to walls using mortar screws and customized hardware fitted by the sign contractor. Holes are drilled into the mortar leaving the brick untouched. The mortar will be patched by the sign contractor when the reproduction is removed.



Proposed installation location

On Crocker side of City Hall building



## 2014 INSIDE/OUT Installation Agreement

This letter of agreement will confirm the participating site owner and DIA's commitment to the conditions of installation.

- a) A full-sized, framed reproduction of a work from the DIA's permanent collection will be produced at the museum's expense, using materials that are weatherproof and lightfast. Installation onto buildings will be performed by a licensed and insured sign contractor at the museum's expense, installation onto free-standing sign posts will be by DIA staff.
- b) Installations by sign contractor onto buildings will require anchoring the reproduction substrate with appropriate hardware. De-installation will also be performed by the same contractor, and includes remediation of mounting holes with materials specified by site owner in this agreement. The de-installed reproduction will remain the property of the DIA.
- c) Commercial general liability insurance during the period of exhibition will be covered by DIA underwriter (Lyman and Sheets Insurance Agency) with limits of insurance of \$1,000,000. each occurrence and \$2,000,000 annual aggregate and shall name the sit owner as an additional insured.
- d) In the event of theft or vandalism, as budget allows, the DIA will replace or remove the reproduction at the museum's expense. Replacement will require approximately fourteen days from request to reinstallation. If for any reason the owner or municipality requests removal before the date specified in this agreement, the DIA will comply within five days, at the museum's expense.
- e) Cities and businesses involved in the project will be featured on a map on the DIA's website ([www.dia.org](http://www.dia.org)). They will also be connected to the DIA through our social networks, including our Facebook, Flickr and Twitter accounts. The project will receive recognition through our newsletter and various printed and electronic communications.
- f) The duration of installation is approximately from July 28 through October 2014 although individual installation/de-installation dates may vary based on owner's arrangements with DIA site manager.
- g) DIA agrees to indemnify and hold site owner harmless from any and all liability for personal injury, property damage, or for loss of life or property resulting from the construction, installation, care, control, maintenance, or use of the reproductions on site premises.

Community Contact: Anne Lilla, Executive Director, 586-469-8666

Host Site: Mount Clemens City Hall Building

Owner/Contact Name:

Site Address: One Crocker Blvd.

Site Telephone:

Owner/Contact Telephone:

Site Fax:

Owner/Contact Fax:

Site E-mail Address:

Owner/Contact E-mail:

Zoning/Permits Required:

Requested Installation Date: July 28 2014 Requested De-installation Date: October 2014

**TO BE FILLED OUT BY DIA**

Title of Reproduction Asafo Flag

Artist/Culture: Anonymous/African

Dimensions: 37 1/8 x 58

Building Material: Free Standing

Special Mounting & Remediation Instructions : Free standing; call Miss Dig prior to installation

Will fill holes upon removal

Name & Signature of Owner/Contact:

\_\_\_\_\_  
\_\_\_\_\_

Date:

Name & Signature of DIA Project Coordinator:

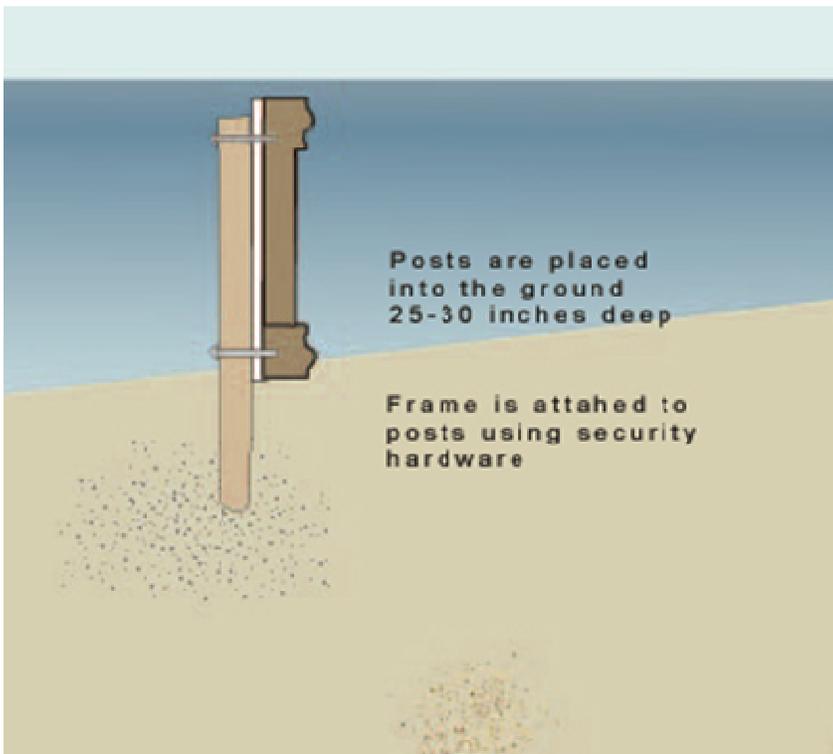
Kathryn Dimond



Date: 03/01/2014

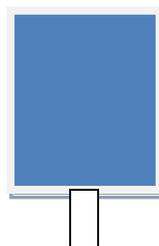
### Free Standing

All sites will need to be staked and reported to MISS DIG prior to installation. Free standing sites need 25-30 inches of in ground depth. The frame will be mounted to posts driven into the ground and secured with specialty hardware.



### Proposed installation location

Clinton River Park  
Mount Clemens City Hall  
One Crocker Blvd.  
Mount Clemens, MI 48043



**EXPLANATION OF AGENDA – July 21, 2014**

**Agenda Item No. 9-B**

**Request Approval of the Reallocation of Community Development Block Grant Funds for Fiscal Years (FY) 2013–2015**

City Administration is requesting the reallocation of \$44,475 of FY 2013-2015 Community Development Block Grant funds from the Clemens Park Expansion Project to Road Projects. This reallocation has been reviewed by the Public Services Department and a public hearing was held on July 7, 2014.

**SUBMITTED BY:** Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:** Move to approve the reallocation of \$44,475 of FY 2013-2015 Community Development Block Grant funds from the Clemens Park Expansion Project to Road Projects.

**EXPLANATION OF AGENDA – July 21, 2014**

**Agenda Item No. 9-C**

**Request to Approve Amended Cooperative Agreement with Macomb County for the Urban County Community Development Block Grant (CDBG) Program**

Macomb County was informed by Housing and Urban Development (HUD) that it must amend its Cooperation Agreements with individual communities that participate in the Urban County CDBG Program to reflect language required under the fiscal year 2014 HUD appropriation bill.

Attached is the correspondence from Macomb County as well as the amended Cooperative Agreement.

**SUBMITTED BY:** Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:** Move to approve the amended Cooperative Agreement with Macomb County for the Urban County CDBG Program.



Mark A. Hackel  
County Executive

## COMMUNITY SERVICES AGENCY

21885 Dunham Road, Suite 10 • Clinton Township, Michigan 48036

Phone: (586) 469-6999 • Fax: (586) 469-5530

www.macombgov.org/MCCSA



Rhonda M. Powell  
Director

June 27, 2014

Brian Tingley  
City of Mount Clemens  
One Crocker Boulevard  
Mount Clemens 48043

RE: Urban County of Macomb Renewal for the 2015-2017 program years.

Dear Brian,

I recently notified all 21 member communities of the Urban County of Macomb's CDBG program of their options for participation for the 2015-2017 program years. As you know, Macomb County has an automatic renewal provision written into its Cooperation Agreements, and membership is automatically renewed unless a community specifically exercises its option not to renew. Fortunately, none of the members of the Urban County opted out of the program so our membership will remain the same for the 2015-2017 program years.

While the existing Cooperation Agreements contain an automatic renewal clause, the document needs to be amended to include language required under the FY 2014 HUD appropriation bill, to reflect the addition of the Emergency Solutions Grant, and to clarify administrative responsibilities. Since your community has opted to stay with the County's program the amended agreement, which was approved by the County Board of Commissioners on June 19, 2014, must be approved by your governing body and executed by the proper officials.

Please return one copy of the agreement with original signatures to this office by **August 1, 2014**. The second copy of the agreement should be kept with your records. When returning the agreement please make sure to provide documentation to verify that the agreement was approved by your governing body.

I look forward our continued partnership. Please let me know if you have any questions or concerns about the information contained in this correspondence.

Sincerely,

Stephanie Burgess, Program Manager  
MCCSA Community Development

## COOPERATIVE AGREEMENT

“Urban County”

### Community Development Block Grant Program

Amended for the FYs 2015-2017 Urban County Qualification

THIS AGREEMENT made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014 by and between the City of Mount Clemens, State of Michigan hereinafter referred to as the “COMMUNITY”, and the County of Macomb, a Michigan Constitutional Corporation, State of Michigan, hereinafter referred to as the “COUNTY”:

WHEREAS, the Housing and Community Development Act of 1974 as amended provides an entitlement of funds for Community Development purposes for urban counties; and

WHEREAS, COUNTY has been designated as an Urban County provided that it secures Cooperation Agreements with various communities in Macomb County; and

WHEREAS, this agreement covers both the Community Development Block Grant (CDBG) Entitlement Program and, where applicable, the HOME Investment Partnership program, and the Emergency Solutions Grant Program (ESG).

NOW THEREFORE, the COMMUNITY and COUNTY do hereby promise and agree:

THAT the COMMUNITY may not apply for grants under Small Cities or State CDBG Programs from appropriations for fiscal years during the period in which it is participating in the COUNTY’s CDBG program; and

THAT the COMMUNITY may not participate in a HOME consortium except through the COUNTY, regardless of whether the COUNTY receives a HOME formula allocation; and

THAT the COMMUNITY may participate in the Emergency Solutions Grant (ESG) Program through the Urban County; and

THAT the COUNTY has the final responsibility for determining the method of allocating funds covered under this agreement.

THAT the COUNTY shall have final responsibility for selecting CDBG (and where applicable, HOME and ESG) activities and annually filing Final Statements with HUD;

THAT the COUNTY will, on behalf of the COMMUNITY, execute essential Community Development and Housing Assistance applications, plans, programs and projects eligible under the Housing and Development Act of 1974 as amended; and

THAT the COMMUNITY and the COUNTY will cooperate to undertake, or assist in undertaking, community renewal and lower income housing assistance activities; and

THAT the COMMUNITY and the COUNTY will take all actions necessary to assure compliance with the COUNTY's certification required by Section 104 (b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing. The COMMUNITY and the COUNTY are also obligated to comply with Section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975 and other applicable laws; and that funding by the COUNTY is contingent upon the COMMUNITY's Compliance with the above; and

THAT the COUNTY is prohibited from funding activities in, or in support of, any COMMUNITY that does not affirmatively further fair housing within its own jurisdiction, or that impedes the COUNTY's action to comply with its fair housing certification; and that funding by the COUNTY is contingent upon the COMMUNITY's compliance with the above; and

THAT the COMMUNITY has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights remonstrations within its jurisdiction; and

THAT the period of time of this agreement (Federal FY 2015-2017) shall be automatically renewed in successive three-year qualification periods, unless the COUNTY or the COMMUNITY provides written notice it elects not to participate in a new qualification period. A copy of this notice must be sent to the HUD Field Office; by the date specified in HUD's urban county qualification notice for the next qualification period, the urban COUNTY will notify the participating unit of general local government in writing of its right not to participate; and

THAT failure by either party to adopt an amendment to the agreement incorporating all changes necessary to meet the requirements for cooperation agreements set forth in the Urban County Qualification Notice applicable for a subsequent three-year urban county qualification period, and to submit the amendment to HUD as provided in the urban county qualification notice, will void the automatic renewal of such qualification period; and

THAT the agreement remains in effect until the CDBG (and where applicable, HOME and ESG) funds and program income received (with respect to activities carried out during the three year qualification period and any successive qualification periods under this automatic renewal provision) are expended and the funded activities completed, and that the COUNTY and participating unit of general local government (COMMUNITY) may not terminate or withdraw from the agreement while the agreement remains in effect; and

THAT the COMMUNITY shall inform the COUNTY of any income generated by the expenditure of CDBG funds received by the COMMUNITY; and

THAT any such program income generated by the COMMUNITY must be paid to the COUNTY, unless at the COUNTY's discretion, the COMMUNITY may retain the program income as set forth in 24 CFR 570.503; and

THAT any program income the COMMUNITY is authorized by the COUNTY to retain may only be used for eligible activities approved by the COUNTY in accordance with all CDBG requirements as may then apply; and

THAT the COUNTY has the responsibility for monitoring and reporting to HUD on the use of any such program income, thereby requiring appropriate record keeping and reporting by the COMMUNITY as may be needed for this purpose; and

THAT in the event of closeout or change in status of the COMMUNITY, any program income that is on-hand or received subsequent to the closeout or change in status shall be paid to the COUNTY; and

THAT the COMMUNITY shall provide timely notification to the COUNTY of any modification or change in the use of the real property from that planned at the time of acquisition or improvement including disposition; and

THAT the COMMUNITY shall reimburse the COUNTY in the amount equal to the current fair market value (less any portion of the value attributable to expenditures of non-CDBG funds) of real property acquired or improved with Community Development Block Grant funds that is sold or transferred for the use which does not qualify under the CDBG regulations; and

THAT the COMMUNITY shall return to the COUNTY program income generated from the disposition or transfer of real property prior to or subsequent to the closeout, change of status or termination of the cooperation agreement between the COUNTY and the COMMUNITY; and

THAT the terms and provisions of this agreement are fully authorized under State and local law, and that the agreement provides full legal authority for the COUNTY to undertake or assist in undertaking essential community development and housing assistance activities, specifically urban renewal and publicly-assisted housing; and

THAT pursuant to 24 CFR 570.501 (b), the COMMUNITY is subject to the same requirements applicable to subrecipients, including the requirement for a written agreement set forth in 24 CFR 570.503; and

THAT the COMMUNITY may not sell, trade, or otherwise transfer all or any portion of such funds to another such metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under title I of the Act.

THAT the COMMUNITY shall designate a staff person as the primary contact to whom all notices and communication from COUNTY shall be directed. The COUNTY's duty to notify COMMUNITY shall be complete when the communication is sent to the designated staff person. It is the exclusive duty of that person to notify the correct individuals or departments within the COMMUNITY; and

THAT the COMMUNITY, to the furthest extent permitted by law, shall defend, indemnify and hold harmless the COUNTY, its officers, employees and agents from liability for any fines, penalties (including repayment of funds), or damage of any type accruing to COUNTY by virtue of COMMUNITY's failure to comply with any requirement of the program and the regulations issued pursuant thereto, or failure to comply in any respect with the program described herein. Further, the COMMUNITY shall defend, indemnify and hold harmless COUNTY, its officers, employees, and agents against any and all liability for injury or damage caused by any act or omission of the COMMUNITY or any of the COMMUNITY's employees or volunteers in the performance of the contract or program and the COMMUNITY shall hold the COUNTY harmless from any and all loss occasioned in the performance of, or otherwise arising out of, this Agreement.

THAT If any provision of this Agreement is held invalid, the remainder of the Agreement shall not be affected and all other parts of this Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the COMMUNITY and the COUNTY have by resolutions authorized this agreement to be executed by their respective officers thereunto as of the day and year first above written.

County of Macomb

City of Mount Clemens

By: *Pamela J. Lavers*  
Name: Albert L. Lorezno  
Title: **Pamela J. Lavers**  
Date: **Macomb County Assistant Executive**  
*6/29/14*

by: \_\_\_\_\_  
Name:  
Title:  
Date:

Approved as to Form:  
County of Macomb Corporation Counsel

Approved as to Form:  
City Attorney

*Jill C. Smith*  
Name: *Jill C. Smith*  
Date: *6/15/14*

\_\_\_\_\_  
Name:  
Date:

CERTIFICATION BY COUNTY CORPORATION COUNSEL

The undersigned, Corporation Counsel for the County of Macomb, certifies that the terms and provisions of the foregoing Cooperative Agreement are fully authorized under existing State and local law and that this agreement provides full legal authority for the County to undertake, or assist in undertaking, essential community renewal and lower income housing assistance activities in cooperation with local units of government.

Dated: June 5, 2014

  
Name: Jill K. Smith  
Title: Assistant Corporation Counsel  
Macomb County Corporation Counsel

**EXPLANATION OF AGENDA – July 21, 2014**

**Agenda Item No. 9-D**

**APPROVE PURCHASES AND PAYMENT OF INVOICES**

VENDOR (PURCHASES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1.Detroit Elevator 2121 Burdette Ferndale, MI 48220	Estimated annual Requirement of Elevator inspections And repairs.	Various	Various	\$10,512.00/ 3 years + Tests and Repairs as Needed.	Various
2.S.L.C. Meter, LLC 10375 Dixie Highway Davisburg, MI 48350	On 01/21/14, the City Commission Awarded a bid To SLC. Meter For the 2013-2014 replacement Of water meters. At this time, we Are requesting to Extend the bid For the 2014-2015 New meter installation Under the same Terms, conditions And rates.	Sewer-Utilities Fund/ Transmission/ Contractual Services	590-53704-818000	\$13,871.97	\$140,000.00
		Water-Utilities Fund/ Transmission/ Contractual Services	591-53704-818000	\$13,871.96	\$103,500.00

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
1.Tremco Weatherproofing Technologies, Inc. 3735 Green Road Beachwood, OH 44122	Emergency roof Repairs at the Water Plant.	Water-Utilities Fund/ Operation of Plant/ Contractual Services	591-53708-818000	\$2,143.00	-\$6,726.83 2013-2014 Fiscal Year
2.BTS Equipment, Inc. 69205 Powell Road Romeo, MI 48065	Annual testing For the Hi-Ranger Mandated by OSHA.	Motor Pool Fund/ Department of Public Services/ Contractual Services	661-44100-818000	\$3,952.80	\$5,214.15 2013-2014 Fiscal Year

VENDOR (INVOICES)	DESCRIPTION	FUND/ DEPARTMENT/ APPROPRIATION	ACCOUNT NUMBER	AMOUNT	CURRENT BALANCE
3. Kramer & Murray, P.C. Ruggirello, Velardo, Novara, and Ver Beek 65 Southbound Gratiot Mount Clemens, MI 48043	Legal services For the month of June, 2014.	General Fund/ Legal Services/ Legal Fees	101-26600-826000	\$11,385.38	\$15,655.47
		General Fund/ Legal Services/ Legal Fees-Labor	101-26600-826001	\$2,455.31	\$443.95
		Downtown Development Fund/ Legal Fees	248-69200-826000	\$339.50	-\$315.57
		Parking System Fund/ Legal Fees	585-54600-826000	\$236.43	\$229.94
		Water-Utilities Fund/ Commercial Activities/ Legal Fees	591-53703-826000	\$824.50	-\$103.65
					2013-2014 Fiscal Year

**SUBMITTED BY:** Marilyn Dluge, Finance Director/Treasurer

**RECOMMENDED MOTION:** Approve purchases and payment of invoices as presented.

**CITY OF MOUNT CLEMENS**

Tabulation of sealed bids received and opened on Tuesday, June 24, 2014, for our estimated annual requirement of elevator maintenance services for a three-year period:

#	BIDDER	LOCATION	OIL & GREASE ONLY/ <b><u>MONTH</u></b> X 3 YEARS	OIL & GREASE ONLY/ <b><u>QUARTER</u></b> X 3 YEARS	FULL MAINT. / 3 <b><u>YEARS</u></b>	RATED LOAD PRESSURE RELIEF TEST (every 3 years)	NO-LOAD ELEVATOR GOVERNOR & SAFETY TEST (annual)	FULL-LOAD ELEVATOR GOVERNOR & SAFETY TEST (every 5 years)	Hourly Rate/ Repairs
1.	Detroit Elevator Co. 2121 Burdette Ferndale, MI 48220	City Hall Community Center Art Center  Water Plant Sewer Lift Station Sewer Lift Station  TOTAL:	\$2,628.00 \$2,628.00 \$2,628.00     \$7,884.00	   \$876.00 \$876.00 \$876.00  \$2,628.00	No Bid       No Bid	\$995.00	\$640.00	\$995.00	\$150.00
2.	Great Lakes Elevator 530 E. Grand River Williamston, MI 48895	City Hall Community Center Art Center  Water Plant Sewer Lift Station Sewer Lift Station  TOTAL:	\$1,800.00 \$1,800.00 \$1,800.00     \$5,400.00	   \$660.00 \$660.00 \$660.00  \$1,980.00	\$3,456.00 \$3,456.00 \$3,456.00    \$10,368.00	\$800.00	\$400.00	\$1,000.00	\$145.00

#	BIDDER	LOCATION	OIL & GREASE ONLY/ MONTH X 3 YEARS	OIL & GREASE ONLY/ QUARTER X 3 YEARS	FULL MAINT. / 3 YEARS	RATED LOAD PRESSURE RELIEF TEST (every 3 years)	NO-LOAD ELEVATOR GOVERNOR & SAFETY TEST (annual)	FULL-LOAD ELEVATOR GOVERNOR & SAFETY TEST (every 5 years)	Hourly Rate/ Repairs
3.	Kone Elevator 11864 Belder Ct. Livonia, MI 48150	City Hall Community Center Art Center  Water Plant Sewer Lift Sewer Lift  TOTAL:	\$1,260.00 \$1,260.00 \$1,260.00     \$3,780.00	    \$1,416.00 \$1,416.00 \$1,416.00  \$4,248.00	\$4,824.00 \$4,680.00 \$4,824.00    \$14,328.00	\$1,130.00	\$600.00	\$1,130.00	\$182.00
4.	ThyssenKrupp Elevator 35432 Industrial Livonia, MI 48150	City Hall Community Center Art Center  Water Plant Sewer Lift Sewer Lift  TOTAL:	No Bid	    \$900.00 \$900.00 \$900.00  \$2,700.00	\$5,400.00 \$5,400.00 \$5,400.00    \$16,200.00	\$1,500.00	\$1,000.00	\$1,500.00	\$186.00

\*Art Center pays their bill.

Marilyn Dluge  
Finance Director/Treasurer

**CITY OF MOUNT CLEMENS**

Tabulation of sealed bids received and opened on Tuesday, July 23, 2013, for our estimated annual quantity of water meter replacement installations:

BIDDER	5/8" Meter (735)	Register Changes (262)	¾" Meter (7)	1" Meter (7)	Total
1.Great Lakes Municipal Services 1176 Cassaday Hope, MI 48628	\$22.50 \$16,537.50	\$22.50 \$5,895.00	\$22.50 \$157.50	\$22.50 \$157.50	\$22,747.50
2.H2O Utility Services 2198 North Sycamore Drive Burton, MI 48509	\$30.00 \$22,050.00	\$28.00 \$7,336.00	\$30.00 \$210.00	\$30.00 \$210.00	\$29,806.00
3.SLC Meter, LLC 10375 Dixie Highway Davisburg, MI 48350	\$27.95 \$20,543.25	\$25.99 \$6,809.38	\$27.95 \$195.65	\$27.95 \$195.65	\$27,743.93
4. Vanguard Utility Service, Inc. 1421 West 9 <sup>th</sup> Street Owensboro, KY 42301	\$87.62 \$64,400.70	\$87.62 \$22,956.44	\$87.62 \$613.34	\$87.62 \$613.34	\$88,583.82

Marilyn Dluge  
Finance Director/Treasurer

**EXPLANATION OF CONSENT AGENDA – July 7, 2014**

**Agenda Item No. 10-A**

**Second Reading and Adoption of an Ordinance Amending the Downtown Development Authority (DDA) District Boundaries**

At its meeting on July 7, 2014, the Commission approved the first reading and adoption of an ordinance amending the boundaries of the DDA by including the two parcels that comprise the west bank of the Clinton River between the Crocker and Dickinson bridges.

A summary of the ordinance has been prepared for publication as allowed by Charter Section 10.135. The summary has been prepared as a cost saving measure.

**SUBMITTED BY:** Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:** Move to approve the second reading and adoption of an Ordinance amending the Downtown Development Authority district boundaries and approve the Ordinance Summary for publication.

**AMENDMENT TO DOWNTOWN DEVELOPMENT AUTHORITY**

**14.300, Sec. 5**

**CITY OF MOUNT CLEMENS, MICHIGAN**

Section 14.300, Sec. 5 is hereby amended and shall now read as follows:

14.305 Sec. 5.

**DESCRIPTION OF DOWNTOWN DISTRICT.**

The Downtown District in which the Authority shall exercise its powers as provided by Act 197 shall consist of the described territory in the City, subject to such changes as may hereinafter be made pursuant to this ordinance and Act 197, as set forth in Exhibit A, attached hereto and made a part hereof.

**EXHIBIT A**  
**DOWNTOWN DEVELOPMENT AUTHORITY – CITY OF MOUNT CLEMENS**  
**ORDINANCE 14.300, SEC. 5**

**Downtown Development District (DDD) – LEGAL DESCRIPTION**

Land situated in the City of Mount Clemens, County of Macomb and State of Michigan, to-wit:

Beginning at the intersection of Northbound M-3 (South Broadway) and Kibbee Street; thence Northerly along Northbound M-3 (South Broadway) to its intersection with Market Street; thence Southeasterly along Market Street to its intersection with the centerline of the Clinton River; thence Easterly along the centerline of the Clinton River to a point of intersection with Avery Street extended; thence Northerly along Avery Street extended to a point of intersection with North River Road; thence Westerly along North River Road to its intersection with Park Street; thence Northerly and Westerly along Park Street to its intersection with North Walnut Street; thence Southerly along North Walnut Street to its intersection with Northbound M-3 (Mullett Street); thence Westerly along Northbound M-3 (Mullett Street) to its intersection with North Gratiot; thence Northerly along Northbound M-3 (North Gratiot) to its intersection with Jones Street; thence Westerly along Jones Street to its intersection with Southbound M-3; thence Southerly along Southbound M-3 (North Avenue, South Avenue and South Walnut Street) to its intersection with Robertson Street; thence along the Easterly line of Lot 5, Assessor's Plat No. 6, to a point of intersection with the Northerly line of Lot 2 of said Assessor's Plat No. 6; thence Westerly along said Northerly Line of said Lot 2 to a point of intersection with the Easterly line of Lot 6 of said Assessor's Plat No. 6; thence Southerly along said Easterly line of said Lot 6 of Assessor's Plat No. 6 to a point of intersection with the Northerly line of Lot 1, Block 2, Greiners Addition; thence Westerly along said Northerly line of said Lot 1, Block 2, Greiners Addition, to its intersection with South Avenue; thence Southerly along South Avenue to its intersection with Colonial Court; thence Easterly along Colonial Court to the point of beginning.

*AND*

Assessor's Plat No. 32, Lots 1 to 20, inclusive, together with Assessor's Plat No. 25, that part of Lot 1 lying Southeast of line described as follows: Commencing at most Westerly corner of Lot 1, Assessor's Plat No. 32; thence South 57 degrees 38' West 35.02 feet; thence South 30 degrees 44' East 11.59 feet to point of beginning; thence along curve to left concave to Southeast with 254.71 ft radius and long chord bearing South 41 degrees 17'21" West 91.51 feet to point of ending.

This ordinance shall take effect on its publication as required by law.

Introduction and First Reading:	July 7, 2014
Second Reading and Adoption:	July 21, 2014
Effective Date:	July 31, 2014

City of Mount Clemens,  
a Michigan Municipal Corporation,

By: \_\_\_\_\_  
Barb Dempsey, Mayor

By: \_\_\_\_\_  
Lynne Kennedy, City Clerk

**DOWNTOWN DEVELOPMENT AUTHORITY ORDINANCE  
CITY OF MOUNT CLEMENS  
ORDINANCE NO. 14.300**

**SUMMARY FOR PUBLICATION**

The City of Mount Clemens has created and adopted an amendment to the Downtown Development Authority Ordinance, Ordinance No. 14.300 that would amend the boundaries of the Downtown Development Authority district by including the two parcels that comprise the west bank of the Clinton River between the Crocker and Dickinson bridges.

**EXPLANATION OF CONSENT AGENDA – July 21, 2014**

**Agenda Item No. 10-B**

**Request Approval to Hold the Annual Tara Grant Walk & Run on Saturday, September 13, 2014**

Turning Point, Inc., is requesting permission to hold the annual Tara Grant Walk & Run on September 13, 2014, from 8:00 a.m. to 2:00 p.m.

The event would begin near First and Dickinson, proceed on Dickinson to Rathbone, then south on Avery/Harper à Wooster à Asbury à Stratford à Riverside à Avon à Crocker Boulevard, and then returning to First and Dickinson. Opening and closing ceremonies will occur at The Rec Bowl.

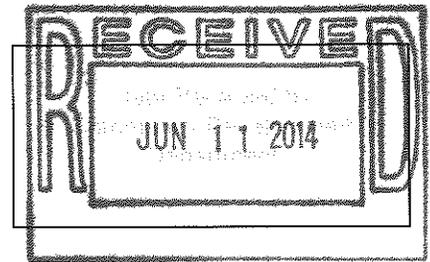
A Certificate of Liability Insurance naming the City as an additional insured will be required. The event organizer will also be required to notify any residences and business along the race route of impending street closures.

**SUBMITTED BY:** Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:** Move to grant approval to hold the annual Tara Grant Walk & Run on Saturday, September 13, 2014, and authorize the necessary street closures.



**CITY OF MOUNT CLEMENS**  
**APPLICATION FOR SPECIAL EVENT APPROVAL**  
 ONE CROCKER BLVD., MOUNT CLEMENS, MI 48043  
 (586) 469-6818 EXT. 901 FAX (586) 469-7695  
 www.cityofmountclemens.com



**NOTE: A COMPLETE AND DETAILED SITE PLAN/SITE MAP OF THE PROPERTY SHOWING THE EVENT AREA IS REQUIRED. PLAN MUST SHOW LOCATIONS OF SIGNS, TENTS OR ANY STRUCTURES, AMUSEMENT RIDES, FOOD SERVICES, PARKING AREA, THE LOCATION OF EXISTING BUILDINGS, ETC. REQUEST WILL NOT BE REVIEWED UNTIL THIS PLAN IS RECEIVED. IF A TENT IS TO BE ERECTED, SPECIFICATIONS ARE REQUIRED. ADDITIONAL PERMITS MAY BE REQUIRED FOR BUILDING, ELECTRICAL AND MECHANICAL, IF APPLICABLE.**

**Sponsoring Organization's Legal Name:** Turning Point  
 Address: PO Box 1123 City Mt. Clemens State MI Zip 48046  
 Phone: Office: 586.463.4430 Cell: \_\_\_\_\_ Email: lwilhelm@turningpointmacomb.org

**Sponsoring Organization's Agent's Name:** Lynn Wilhelm  
 Address: PO Box 1123 City Mt. Clemens State MI Zip 48046  
 Phone: Office: 586.463.4430 Cell: 248.390.4952 Email: lwilhelm@turningpointmacomb.org

Event Name: Tara Grant Walk & Run  
 Event Purpose: Raise funds for Turning Point  
 Event Location: Rec Bowl 40 Crocker, Mt. Clemens  
 Event Date: Saturday, September 13, 2014  
 Event Time(s): 9 am - 1 pm

**GIVE A DETAILED DESCRIPTION OF THE PROPOSED SPECIAL EVENT:** (use back or attach additional sheets if necessary)

The Tara Grant Walk and Run began in 2007 as a way for Tara's family to share her legacy with others by promoting domestic violence awareness.  
 Turning Point honors all victims, families, and celebrates survivors at the walk.  
 The event is a 5K walk and run starting at the Rec Bowl and continuing through the streets of Mt. Clemens.  
 certified 5K and attract approximately 500 runners, walkers and guests. The walk is followed by festivities at the Rec Bowl.

IS THE EVENT OPEN TO THE GENERAL PUBLIC  YES  NO  
 NUMBER OF PEOPLE PROPOSED TO ATTEND OR PARTICIPATE EACH DAY: 500

WILL ELECTRIC EQUIPMENT BE USED AND/OR WILL WATER HOOK-UPS BE REQUIRED  YES  NO  
 IF YES, PLEASE DESCRIBE THE PROPOSED LOCATION(S):  
 \_\_\_\_\_

WILL TENTS BE USED DURING THE EVENT? \_\_\_\_\_ YES  NO

WILL THE EVENT HAVE FOOD OR OTHER VENDORS? \_\_\_\_\_ YES  NO  
\*\*\* ALL FOOD VENDORS MUST BE APPROVED BY THE MACOMB COUNTY HEALTH DEPARTMENT.

WILL ALCOHOL BE SERVED OR SOLD AT THE EVENT? \_\_\_\_\_ YES  NO  
\*\*\*IF YES, PLEASE PROVIDE PROOF OF LIQUOR LIABILITY INSURANCE AND APPROVAL BY THE LCC

WILL ANY CITY SERVICES BE REQUIRED FOR THIS EVENT? \_\_\_\_\_ YES  NO  
IF YES, DESCRIBE IN DETAIL THE TYPE OF SERVICES REQUESTED:  
\*\*\*THE CITY MAY CHARGE THE ACUTAL COST OF PROVIDING THESE SERVICES FOR THE EVENT.

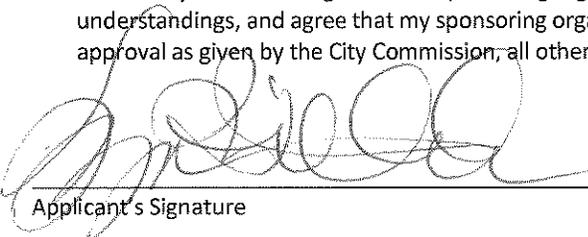
All festivities will be held at the Rec Bowl.

IS ANY SIGNAGE PROPOSED? \_\_\_\_\_ YES  NO  
IF YES, NOTE LOCATIONS OF ANY SIGNS PROPOSED ON THE MAP PROVIDED WITH THIS APPLICATION.

CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that

- a) A Certificate of Insurance must be provided which names the City of Mount Clemens as an additional insured party on the policy.
- b) All food vendors must be approved by the Macomb County Health Department
- c) The approval of this Special Event may include additional requirements and/or limitations, based on the City's review of this application. The event will be operated in conformance with the approved guidelines from the City Commission. Such additional requirements may include but are not limited to the procurement of permits and/or inspections in regards to health services, electric or water services, fire issues, or a certificate of use from the building department. Please note: You should contact the Mount Clemens Fire Inspector regarding specific tent requirements well in advance of your event. A certificate of Flame Resistance for the Tent needs to be provided 10 days prior to the date of event/sales.

As the duly authorized agent of the sponsoring organization, I herby apply for the approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the approval as given by the City Commission, all other City requirements, ordinances and other laws which apply to this Special Event.

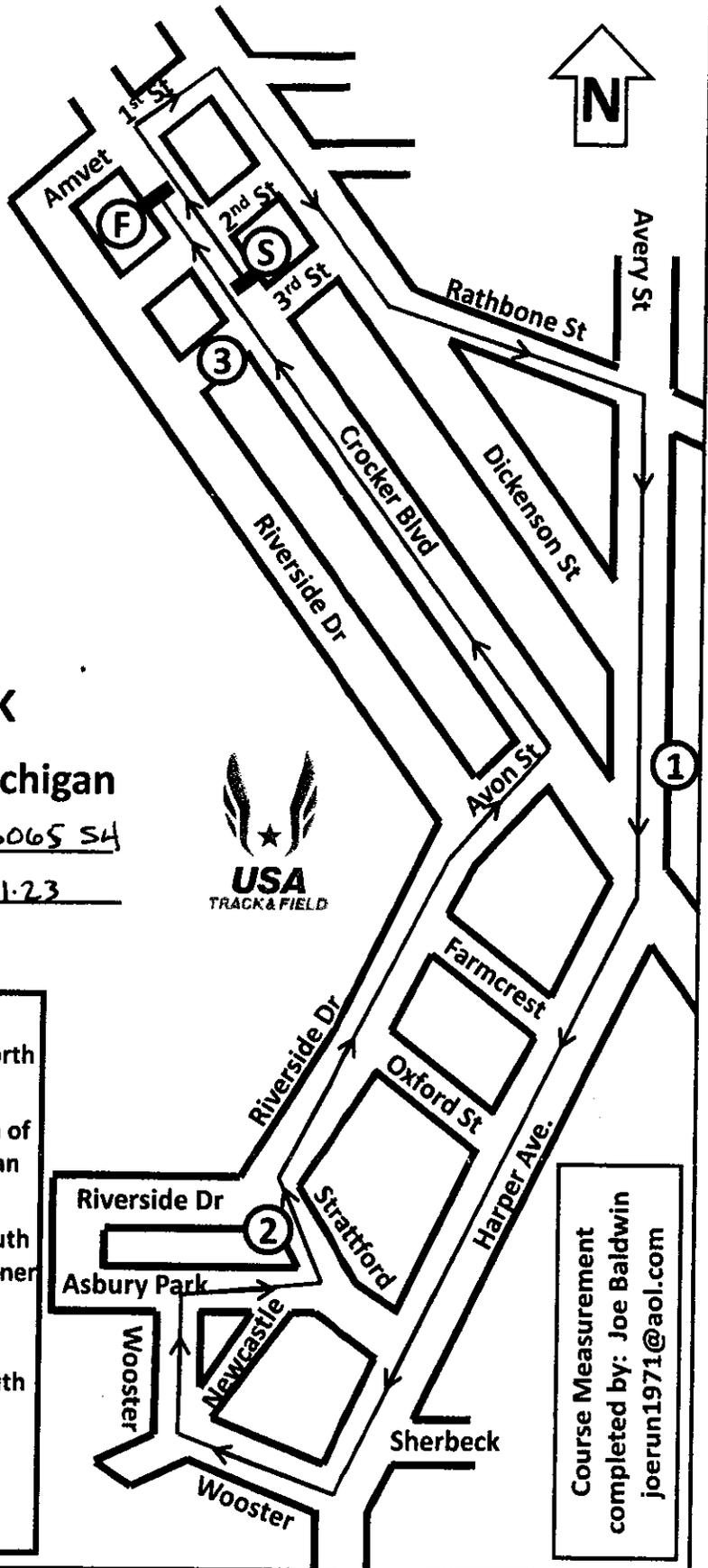
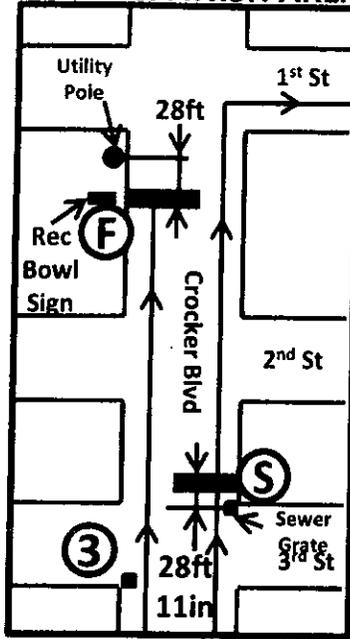
  
Applicant's Signature

6/4/14  
Date

LYNN M. WILHELM  
Printed Name of Applicant

<b>For City Use Only:</b>
Approved _____
Approved, with Conditions _____
Denied _____
Date of City Commission Decision _____

**START & FINISH AREA:**



**Tara Grant 5K**

**Mount Clemens, Michigan**

USATF Certification MI 13065 SA

Effective 9.13.13-12.31.23



- (S)** Start: Crocker Blvd, 28ft 11in northwest of sewer grate on north corner of 3rd St.
- (1)** 1-Mile: Avery St, 65ft 2in north of first utility pole north of Eastman St.
- (2)** 2-Mile: Stratford St, 8ft 4in south of sewer grate at northwest corner at Riverside St.
- (3)** 3-Mile: Crocker Blvd, 18ft 10in northwest of sewer grate at south corner of 3rd St.
- Finish: Crocker Blvd, 28ft northwest of first utility pole southeast of 1st St.
- (F)**

Course Measurement  
completed by: Joe Baldwin  
joerun1971@aol.com

**EXPLANATION OF CONSENT AGENDA – July 21, 2014**

**Agenda Item No. 10-C**

**Request Approval to Hold the 23<sup>rd</sup> Annual Anton Art Center ArtParty**

The Anton Art Center is requesting permission to host the 23<sup>rd</sup> Annual ArtParty on Thursday, September 18, 2014, from 5:30 p.m. until 8:30 p.m. Event organizers are requesting the closure of Macomb Place between Southbound Gratiot Avenue and Pine Street beginning at 6:00 p.m. on Wednesday, September 17, 2014 through 6:00 a.m. on Friday, September 19, 2014, to allow time for set-up and tear down of the event.

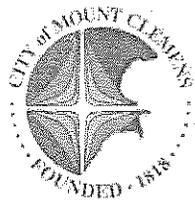
The use of the Roskopp Lot is also being requested along with the use of trash receptacles and snow fencing.

**SUBMITTED BY:**

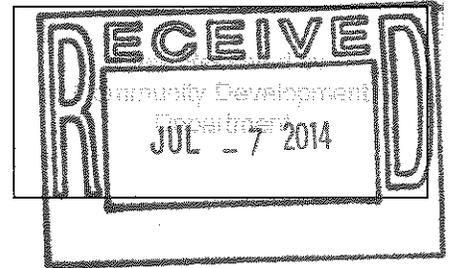
Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:**

Move to grant permission to hold the 23<sup>rd</sup> Annual ArtParty as requested and allow the closure of Macomb Place between Southbound Gratiot Avenue and Pine Street from 6:00 p.m. on Wednesday September 17, 2014 through 6:00 a.m. on Friday, September 19, 2014.



**CITY OF MOUNT CLEMENS**  
**APPLICATION FOR SPECIAL EVENT APPROVAL**  
 ONE CROCKER BLVD., MOUNT CLEMENS, MI 48043  
 (586) 469-6818 EXT. 901 FAX (586) 469-7695  
[www.cityofmountclemens.com](http://www.cityofmountclemens.com)



**NOTE: A COMPLETE AND DETAILED SITE PLAN/SITE MAP OF THE PROPERTY SHOWING THE EVENT AREA IS REQUIRED. PLAN MUST SHOW LOCATIONS OF SIGNS, TENTS OR ANY STRUCTURES, AMUSEMENT RIDES, FOOD SERVICES, PARKING AREA, THE LOCATION OF EXISTING BUILDINGS, ETC. REQUEST WILL NOT BE REVIEWED UNTIL THIS PLAN IS RECEIVED. IF A TENT IS TO BE ERECTED, SPECIFICATIONS ARE REQUIRED. ADDITIONAL PERMITS MAY BE REQUIRED FOR BUILDING, ELECTRICAL AND MECHANICAL, IF APPLICABLE.**

Sponsoring Organization's Legal Name: THE ART CENTER AKA ANTON ART CENTER

Address: 125 MACOMB PL City MOUNT CLEMENS State MI Zip 48043

Phone: Office: 586-469-8666 Cell: \_\_\_\_\_ Email: alilla@theartcenter.org

Sponsoring Organization's Agent's Name: ANNE LILLA

Address: SAME City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone: Office: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

Event Name: 23RD ANNUAL ART PARTY

Event Purpose: FUNDRAISER

Event Location: MACOMB PL BETWEEN S. GRATIOT & PINE ST.

Event Date: SEPT 18, 2014 ; ST CLOSURE SEPT 17, 2014 AT 6PM

Event Time(s): 5:30 - 8:30 PM

**GIVE A DETAILED DESCRIPTION OF THE PROPOSED SPECIAL EVENT: (use back or attach additional sheets if necessary)**

SEE ATTACHMENT

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IS THE EVENT OPEN TO THE GENERAL PUBLIC  YES  NO TICKETED EVENT, PUBLIC WELCOME  
 NUMBER OF PEOPLE PROPOSED TO ATTEND OR PARTICIPATE EACH DAY: 350 - 400

WILL ELECTRIC EQUIPMENT BE USED AND/OR WILL WATER HOOK-UPS BE REQUIRED  YES  NO  
 IF YES, PLEASE DESCRIBE THE PROPOSED LOCATION(S):

LIGHTING INSIDE THE TENTS

WILL TENTS BE USED DURING THE EVENT?  YES  NO

WILL THE EVENT HAVE FOOD OR OTHER VENDORS?  YES  NO  
\*\*\* ALL FOOD VENDORS MUST BE APPROVED BY THE MACOMB COUNTY HEALTH DEPARTMENT.

WILL ALCOHOL BE SERVED OR SOLD AT THE EVENT?  YES  NO  
\*\*\*IF YES, PLEASE PROVIDE PROOF OF LIQUOR LIABILITY INSURANCE AND APPROVAL BY THE LCC

WILL ANY CITY SERVICES BE REQUIRED FOR THIS EVENT?  YES  NO  
IF YES, DESCRIBE IN DETAIL THE TYPE OF SERVICES REQUESTED:  
\*\*\*THE CITY MAY CHARGE THE ACUTAL COST OF PROVIDING THESE SERVICES FOR THE EVENT.

STREET CLOSURE MACOMB PL BETWEEN SB GRATIOT &  
PINE ST ON 9/17/14 AT 6PM, TRASH PICKUP & SNOW FENCE

IS ANY SIGNAGE PROPOSED?  YES  NO INSIDE OF TENTS  
IF YES, NOTE LOCATIONS OF ANY SIGNS PROPOSED ON THE MAP PROVIDED WITH THIS APPLICATION.

CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that

- a) A Certificate of Insurance must be provided which names the City of Mount Clemens as an additional insured party on the policy.
- b) All food vendors must be approved by the Macomb County Health Department
- c) The approval of this Special Event may include additional requirements and/or limitations, based on the City's review of this application. The event will be operated in conformance with the approved guidelines from the City Commission. Such additional requirements may include but are not limited to the procurement of permits and/or inspections in regards to health services, electric or water services, fire issues, or a certificate of use from the building department. Please note: You should contact the Mount Clemens Fire Inspector regarding specific tent requirements well in advance of your event. A certificate of Flame Resistance for the Tent needs to be provided 10 days prior to the date of event/sales.

As the duly authorized agent of the sponsoring organization, I herby apply for the approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the approval as given by the City Commission, all other City requirements, ordinances and other laws which apply to this Special Event.

Anne Lilla  
Applicant's Signature

7/02/14  
Date

ANNE LILLA  
Printed Name of Applicant

<b>For City Use Only:</b>
Approved _____
Approved, with Conditions _____
Denied _____
Date of City Commission Decision _____



Event: 2014 ArtParty  
Dates: Sept. 18, 2014  
Time: Thursday, 5:30 – 8:30 pm

Presented by:  
Anton Art Center  
125 Macomb Pl.  
Mount Clemens, MI 48043

Contact: Anne Lilla, Executive Director  
Phone: 586-469-8666  
Fax: 586-469-4529  
Email: [alilla@theartcenter.org](mailto:alilla@theartcenter.org)

The Anton Art Center's major fundraiser, *ArtParty*, now in its 23<sup>rd</sup> year, will take place on Thursday, September 18, 2014 in downtown Mount Clemens. The Center requests street closure of Macomb Place between SB Gratiot and Pine St. from 6:00 pm on Wednesday, September 17 through 6 am on Friday, September 19, 2014. We also ask that the City events sign at the corner of NB Gratiot near the Crocker Bridge list the ArtParty information two weeks prior to the date.

Rental City has been contracted to provide and assemble two 90' x 30' tents with sidewalls on Macomb Place on either side of the Roskopp Parking entrance. An additional 30' x 30' tent will be setup between the larger canopies to use as the location of the silent auction. Portable fencing will be placed at opposite ends of each of the large tents to create a seating space, and additional sections installed parallel with the curb in between the large tents across from the parking entrance for security. Banquet and hi-top tables, linens, chairs and display units will be setup under the tents in the event location.

Local caterers and restaurants are being invited to participate at the ArtParty and donate a sample of their favorite food dish; last year's fundraiser had 27 participants. A portable bar serving cocktails, beer and wine is being contributed by Orleans Sports Café. All food and drink are included in the \$60 ticket price. A special one day license application will be submitted to the MI Liquor Control Commission and a copy sent to the City of Mount Clemens upon its receipt.

Artists Rennie Kaufmann and his daughter Esther have been hired to entertain during the ArtParty. They will perform in the center area of the ArtParty.

Immediately following the ArtParty's close, Rental City staff will take down tables, linens, chairs, fencing and tents to facilitate the reopening of Macomb Place on Friday morning, September 19 at 6 am.



**EXPLANATION OF CONSENT AGENDA – July 21, 2014**

**Agenda Item No. 10-D**

**Request by the Compassion Pregnancy Center to Conduct the Footprints for Life Fundraiser Walk on October 4, 2014**

The Compassion Pregnancy Center is requesting permission to conduct its Footprints for Life Walk on Saturday, October 4, 2014, from 9:30 a.m. to 12 noon. The event would include guests participating in a walk through Downtown beginning and ending at the Fountain Stage.

They are requesting use of the Fountain Stage. No street closures are being requested. The walk will take place on City sidewalks.

A Certificate of Liability Insurance naming the City as an additional insured will be required prior to the event.

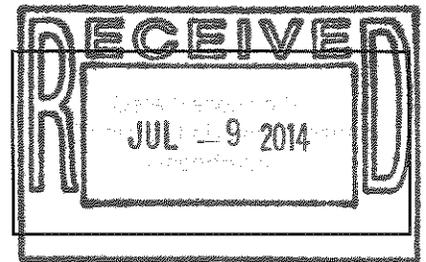
**SUBMITTED BY:** Brian L. Tingley  
Community Development Director

**RECOMMENDED MOTION:** Move to approve the Compassion Pregnancy Center Footprints for Life Walk on Saturday, October 4, 2014.



**CITY OF MOUNT CLEMENS  
APPLICATION FOR SPECIAL EVENT APPROVAL**

ONE CROCKER BLVD., MOUNT CLEMENS, MI 48043  
(586) 469-6818 EXT. 901 FAX (586) 469-7695  
www.cityofmountclemens.com



**NOTE: A COMPLETE AND DETAILED SITE PLAN/SITE MAP OF THE PROPERTY SHOWING THE EVENT AREA IS REQUIRED. PLAN MUST SHOW LOCATIONS OF SIGNS, TENTS OR ANY STRUCTURES, AMUSEMENT RIDES, FOOD SERVICES, PARKING AREA, THE LOCATION OF EXISTING BUILDINGS, ETC. REQUEST WILL NOT BE REVIEWED UNTIL THIS PLAN IS RECEIVED.  
IF A TENT IS TO BE ERECTED, SPECIFICATIONS ARE REQUIRED  
ADDITIONAL PERMITS MAY BE REQUIRED FOR BUILDING, ELECTRICAL AND MECHANICAL, IF APPLICABLE.**

Sponsoring Organization's Legal Name: Compassion Pregnancy Center  
Address: 37540 S. Gratiot City Macomb State Mi Zip 48042  
Phone: Office: 586 783-2229 Cell: 586 703 3648 Email: CHRIS@COMPASSIONpregnancy.org  
Sponsoring Organization's Agent's Name: Chris Petitta (contact)  
Address: \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Phone: Office: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

Event Name: "Footprints for Life"  
Event Purpose: walk to RAISE FUNDS  
Event Location: DOWNTOWN Mt. CLEMENS  
Event Date: SATURDAY, October 4, 2014.  
Event Time(s): 9:30 - Registration 10:00am walk starts  
ENDS BY 11:30am OR 12:00pm.

GIVE A DETAILED DESCRIPTION OF THE PROPOSED SPECIAL EVENT: (use back or attach additional sheets if necessary)  
see attached map + description  
I have attached 2 documents.  
insurance certificate enclosed  
\$50 application fee enclosed.

IS THE EVENT OPEN TO THE GENERAL PUBLIC  YES  NO  
NUMBER OF PEOPLE PROPOSED TO ATTEND OR PARTICIPATE EACH DAY: 100 walkers  
WILL ELECTRIC EQUIPMENT BE USED AND/OR WILL WATER HOOK-UPS BE REQUIRED  YES  NO  
IF YES, PLEASE DESCRIBE THE PROPOSED LOCATION(S):  
maybe Radio or microphone system

WILL TENTS BE USED DURING THE EVENT? \_\_\_\_\_ YES  NO

WILL THE EVENT HAVE FOOD OR OTHER VENDORS? \_\_\_\_\_ YES  NO  
\*\*\* ALL FOOD VENDORS MUST BE APPROVED BY THE MACOMB COUNTY HEALTH DEPARTMENT.

WILL ALCOHOL BE SERVED OR SOLD AT THE EVENT? \_\_\_\_\_ YES  NO  
\*\*\*IF YES, PLEASE PROVIDE PROOF OF LIQUOR LIABILITY INSURANCE AND APPROVAL BY THE LCC

WILL ANY CITY SERVICES BE REQUIRED FOR THIS EVENT? \_\_\_\_\_ YES  NO  
IF YES, DESCRIBE IN DETAIL THE TYPE OF SERVICES REQUESTED:  
\*\*\*THE CITY MAY CHARGE THE ACUTAL COST OF PROVIDING THESE SERVICES FOR THE EVENT.

IS ANY SIGNAGE PROPOSED?  YES \_\_\_\_\_ NO

IF YES, NOTE LOCATIONS OF ANY SIGNS PROPOSED ON THE MAP PROVIDED WITH THIS APPLICATION. *NO map attached*  
*1 over Southbound + 4 over Northbound Gratiot.*

CERTIFICATION AND SIGNATURE: I understand and agree on behalf of the sponsoring organization that

- a) A Certificate of Insurance must be provided which names the City of Mount Clemens as an additional insured party on the policy.
- b) All food vendors must be approved by the Macomb County Health Department
- c) The approval of this Special Event may include additional requirements and/or limitations, based on the City's review of this application. The event will be operated in conformance with the approved guidelines from the City Commission. Such additional requirements may include but are not limited to the procurement of permits and/or inspections in regards to health services, electric or water services, fire issues, or a certificate of use from the building department. Please note: You should contact the Mount Clemens Fire Inspector regarding specific tent requirements well in advance of your event. A certificate of Flame Resistance for the Tent needs to be provided 10 days prior to the date of event/sales.

As the duly authorized agent of the sponsoring organization, I herby apply for the approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with the City's Special Event Policy, the terms of the approval as given by the City Commission, all other City requirements, ordinances and other laws which apply to this Special Event.

*Christine A. Petitta*  
\_\_\_\_\_  
Applicant's Signature

*7/8/14*  
\_\_\_\_\_  
Date

*Christine A. Petitta*  
\_\_\_\_\_  
Printed Name of Applicant

<b>For City Use Only:</b>
Approved _____
Approved, with Conditions _____
Denied _____
Date of City Commission Decision _____



**BOARD OF DIRECTORS:**  
Karen Russell, Esq., President  
Kathy Viviano, Esq., Vice President  
Kathy Vosburg, Treasurer  
Jim Rickert, Secretary  
Carol Washington, Board Member  
Kathy Elliott, Board Member  
Kathy Bazy, Executive Director

July 8, 2014

Brian Tingley  
City of Mount Clemens  
One Crocker Blvd.  
Mt. Clemens, MI 48043

Brian,

I'm attaching the map where the walk will start at The Fountain Stage Pavilion on Macomb Place.

I'm hoping to walk down all these streets. We will remain on sidewalks and will not need any road closures.

We are not crossing over any roads either. Please see attached map with arrows.

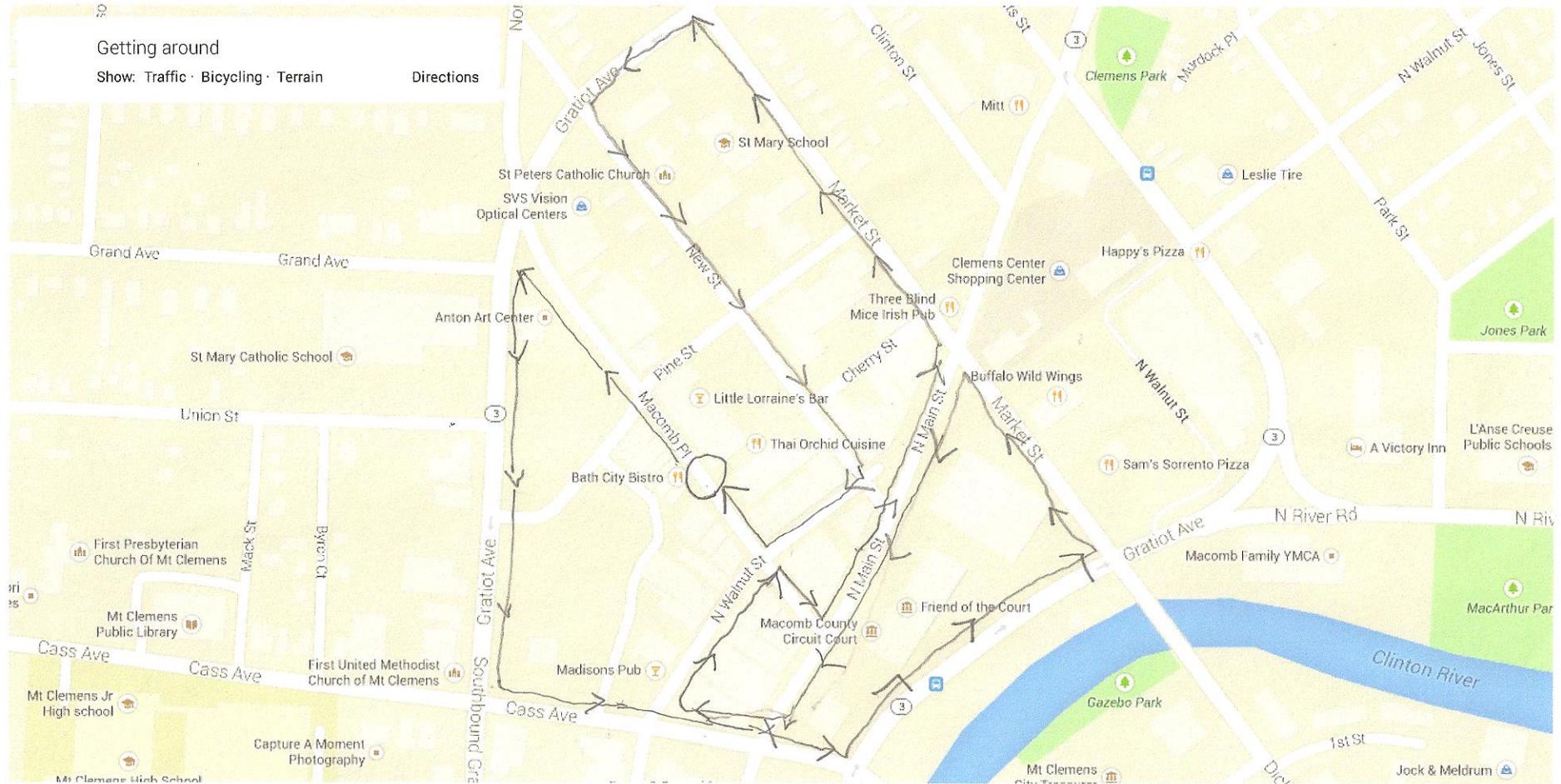
I am planning to solicit businesses in the Mt. Clemens area for donations or possibly to be part of a scavenger hunt throughout the walk.

I'm really hoping to nail down the date of the event so I can advertise. Please let me know the meeting date you will be approving this and I will be there again.

Thank you,

A handwritten signature in cursive script, appearing to read "Chris Petitta".

Chris Petitta  
Office Manager  
Outreach Coordinator



## EXPLANATION OF AGENDA – July 21, 2014

**TO:** The Honorable Mayor Barb Dempsey and  
All City Commissioners

**FROM:** Robert J. Bruner, Jr., Interim City Manager

**DATE:** July 16, 2014

**RE:** Report from the City Manager's Office

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1. Charter Amendment: I prepared the attached “Frequently Asked Questions” in response to several questions following my presentation regarding the Charter Amendment at the July 7, 2014 City Commission meeting.
2. City-County Shared Public Services Initiatives: More meetings are planned as described below so expect further updates at the August 4 City Commission meeting.
  - a. Information Technology: City and County staff met on June 12 regarding the new website platform. Development of a new City website is underway. More meetings are planned regarding other aspects of information technology.
  - b. Parking: I met with David Gassen and Stephen Saph on July 8 and have a meeting scheduled with County officials on July 28.
3. Local Financial Stability and Choice Act: I met with Deputy Treasurer Wayne Workman and Ed Koryzno, Director of the Bureau of Local Government Services at the Michigan Department of Treasury, on July 9. We discussed the Local Financial Stability and Choice Act. I will deliver the attached presentation regarding the Charter Amendment at the July 21, 2014 City Commission meeting.
4. Macomb Area Communities for Regional Opportunities (MACRO): I attended a MACRO meeting on July 10 where Harrison Township was admitted as a new member community.

**August 5, 2014**  
**City Charter Amendment**  
**Ballot Question**

Frequently Asked Questions

July 14, 2014

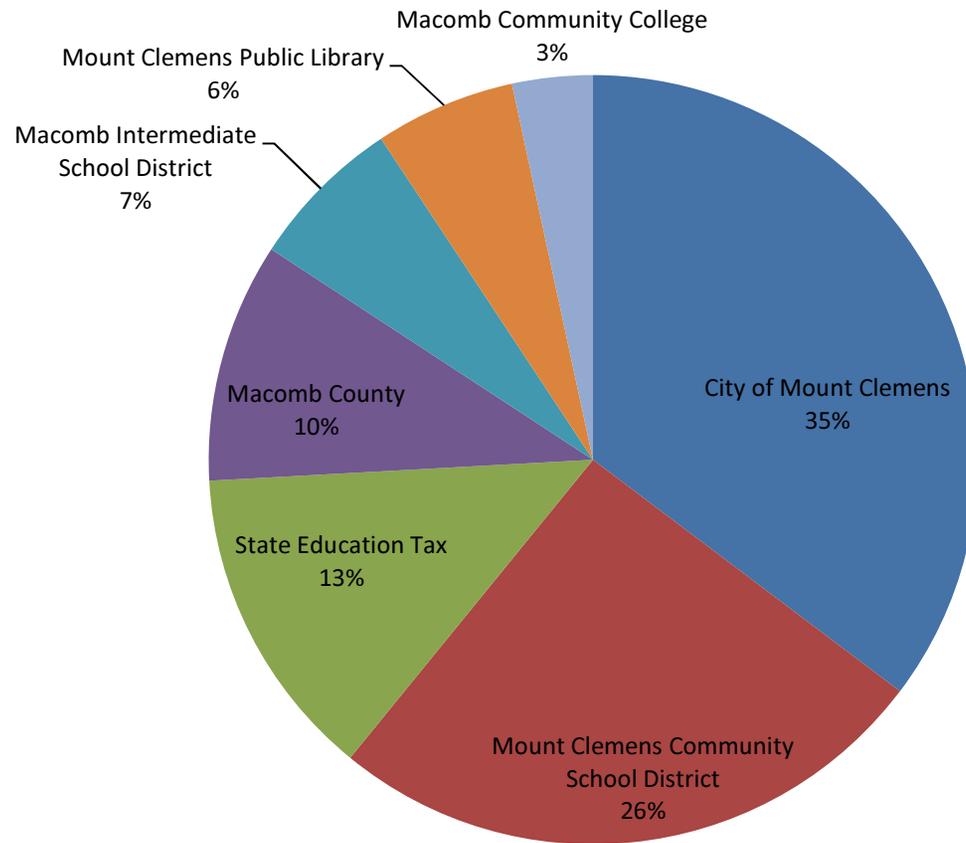
# What will happen if this passes?

- The City can sustain current service levels and restore some of what was cut during the Great Recession
  - Four deputy minimum staffing
  - Three firefighter minimum staffing
- The City must continue to cut costs where it can because the cost of maintaining services will increase faster than revenues

# Summer 2014 Millage Rate Breakdown

Q: Will other taxing authorities benefit if the City Charter Amendment is approved?

# Summer 2014 Millage Rate Breakdown



7/14/2014

# Summer 2014 Millage Rate Breakdown

A: No, other taxing authorities will not benefit if the City Charter Amendment is approved.

- All the additional revenue generated by a City millage increase will go to the City, not any other taxing authority.
- Other taxing authorities benefit when Taxable Value increases, not when another millage rate increases.

# What will happen if this fails?

## More Service Reductions

- Replace full-time professional fire department with paid on call department
- Eliminate Dial-A-Ride services
  - On-demand service
  - Park & Ride Shuttle
- Eliminate Animal Control

## Financial Emergency

1. Consent agreement (unlikely to succeed)
2. Emergency manager (most likely)
3. Neutral evaluation (untested)
4. Chapter 9 bankruptcy (unlikely)

# Economic Development

Q: How much would the City's existing tax base have to grow in order to provide the same revenue as the Charter Amendment?

# Economic Development

## **5.0000 mills (\$1.6 million)**

- The City's existing tax base would have to grow by more than 36% outside the Tax Increment Finance (TIF) district to generate an additional \$1.6 million

## **6.2903 mills (\$2.0 million)**

- The City's existing tax base would have to grow by more than 45% outside the Tax Increment Finance (TIF) district to generate an additional \$2.0 million

# Income vs. Property Tax

Q: Would a city income tax cost the average household more or less than the Charter Amendment?

# Income vs. Property Tax

## Median Income Tax

- Median household income, 2008-2012 = \$34,420
- Tax Rate = 1%
- Median household income tax = \$344

## Average Property Tax

- Average Residential Taxable Value = \$36,000
- Tax Rate = 6.2903 mills
- Average property tax increase = \$226
- 34% less than median household income tax

# Forgone Revenue

Q: How much would recapturing forgone revenue like tax abatements and tax increment financing (TIF) save the City?

# Forgone Revenue

## **Tax Abatements**

- Eliminating current tax abatements would return \$34,000 to the General Fund

## **Tax Increment Financing**

- Tax increment financing from the General Fund was reduced by 66%
- Eliminating the remaining tax increment financing would return less than \$43,000 to the General Fund

# Average Annual Pension

Q: What is the average annual benefit paid by the City of Mount Clemens Employees' Retirement System to retirees and beneficiaries?

# Average Annual Pension

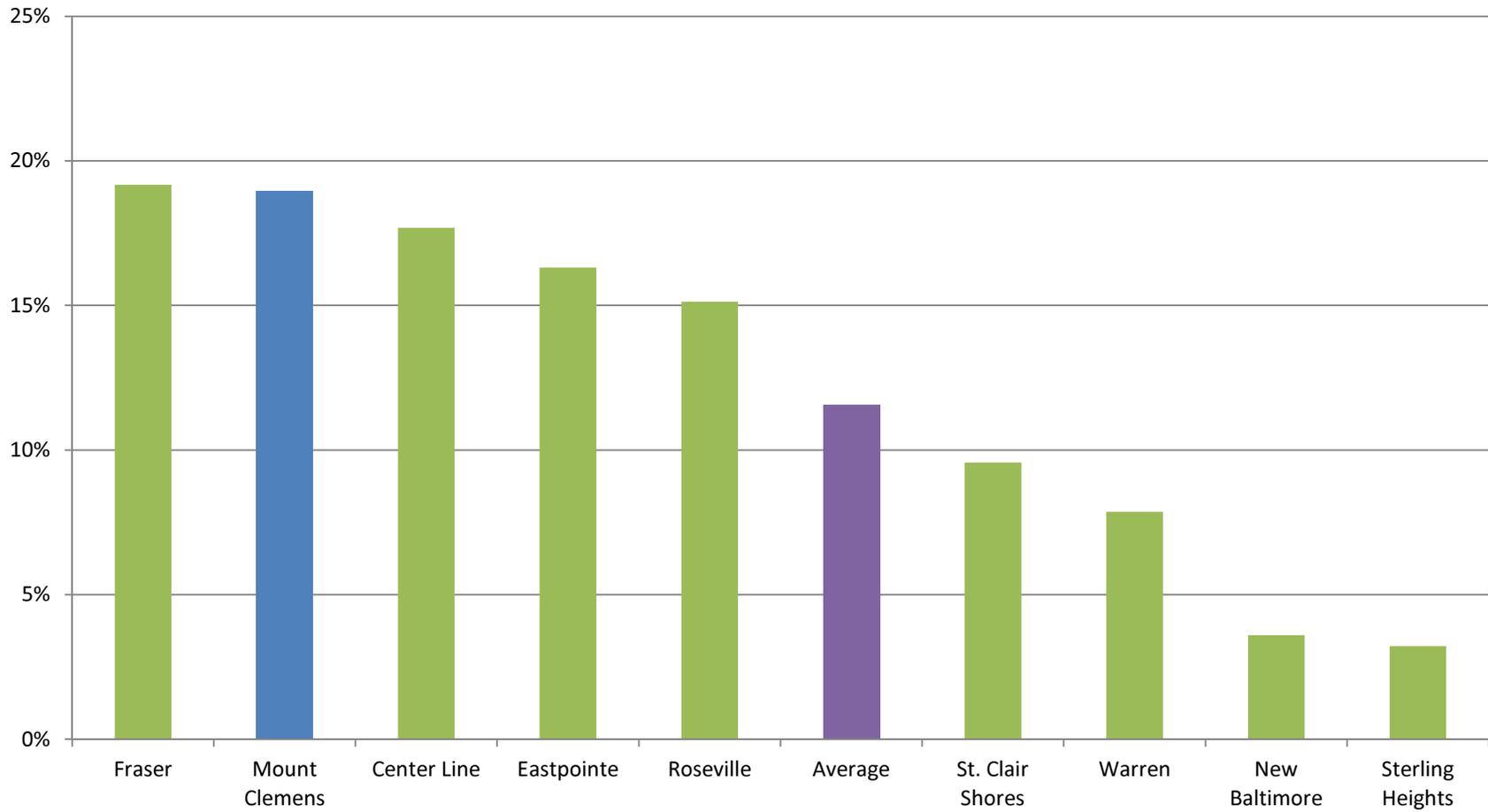
- The average benefit for 186 current retirees and beneficiaries is less than \$24,000 annually
  - Firefighters ***do not*** participate in Social Security and contribute 6.55 percent of pay
  - General employees participate in Social Security and contribute 5.3 percent of pay
  - The City's contributions are determined by an annual actuarial valuation
- The plan was nearly 90% funded as of June 30, 2012

Unfunded Actuarial Accrued  
Liabilities (UAAL)/  
2014 Taxable Valuation

DRAFT

July 14, 2014

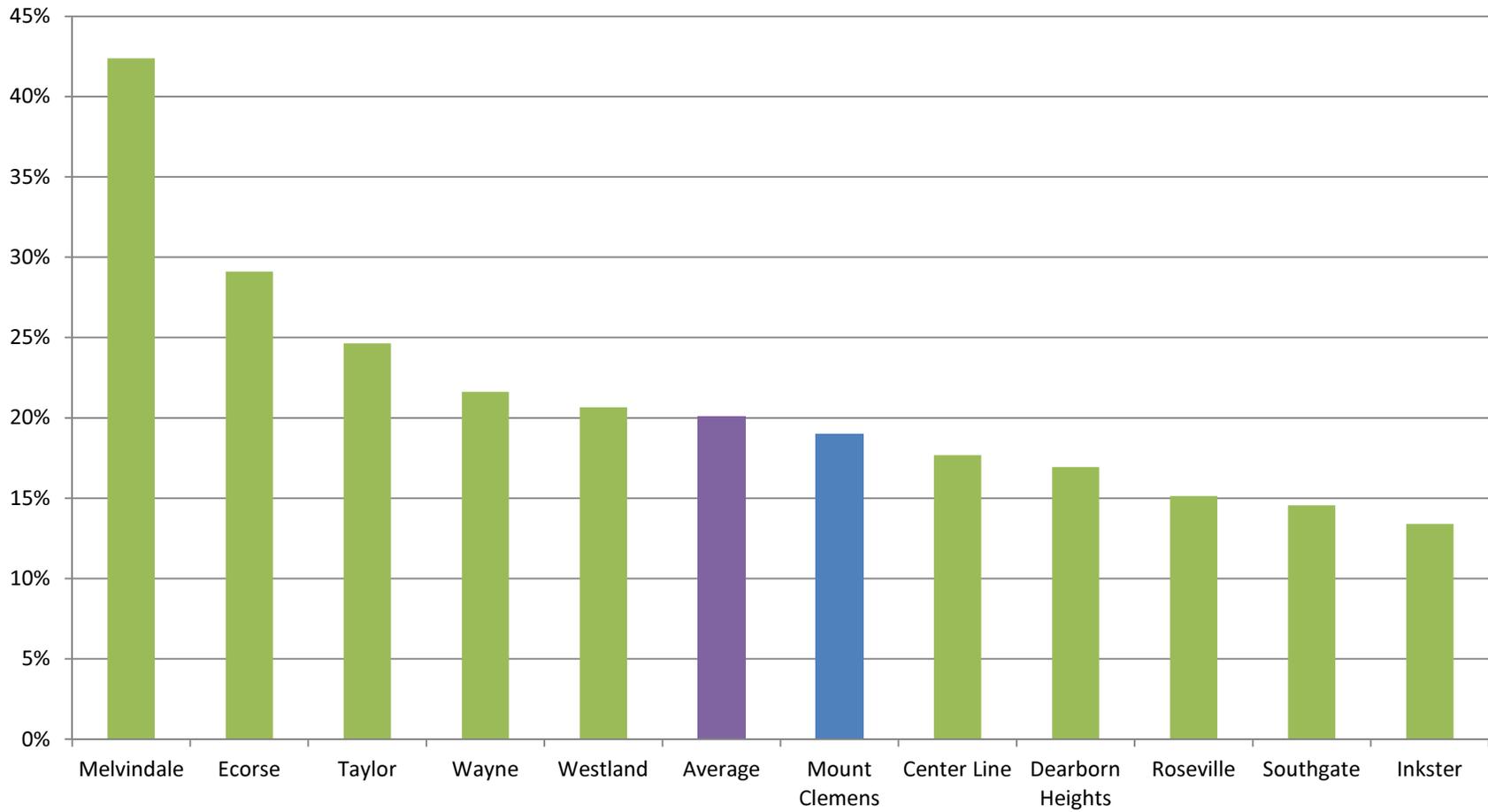
# Macomb County Cities



7/14/2014

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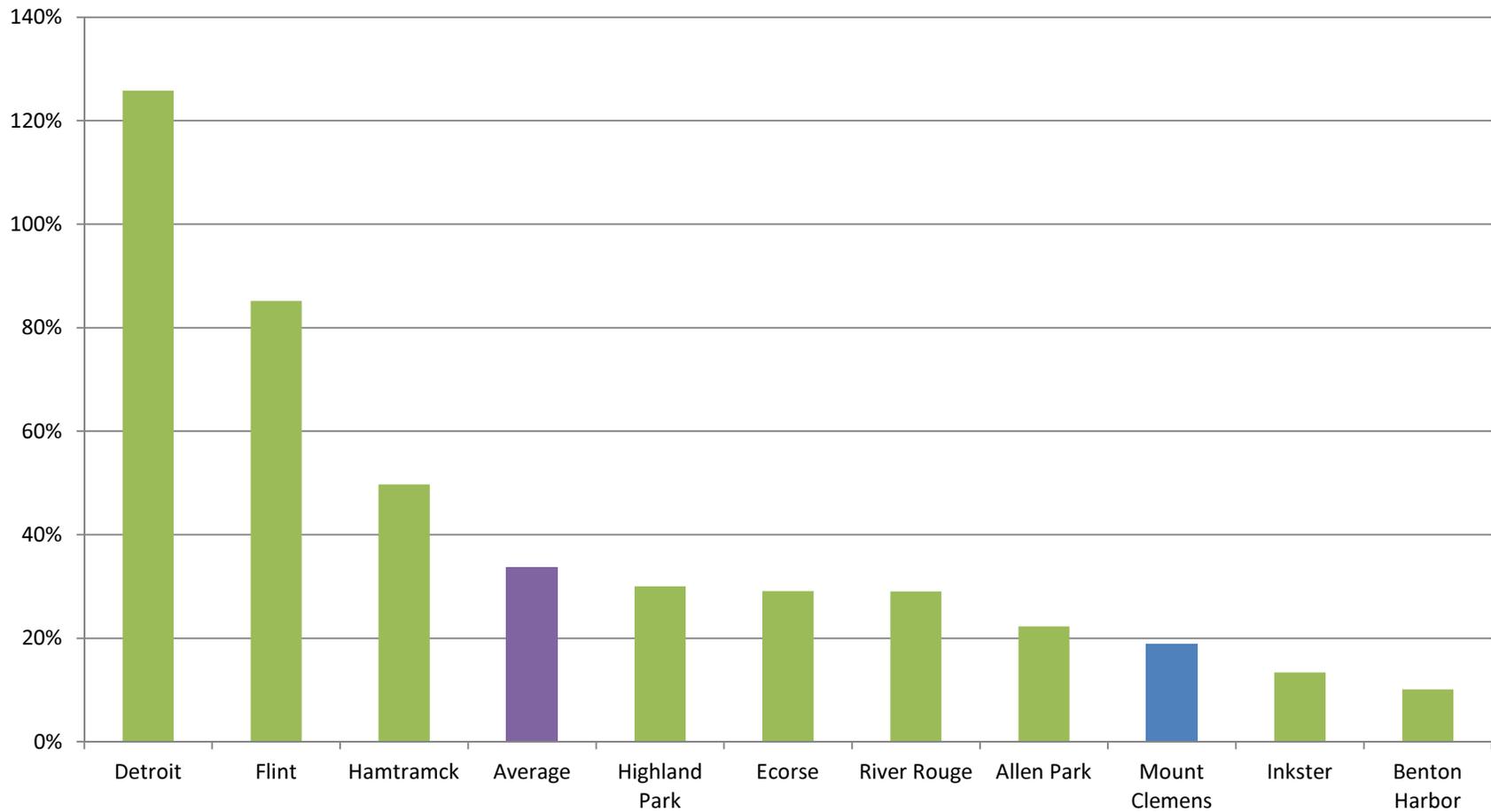
# Similar Metro Detroit Cities



7/14/2014

DRAFT

# Emergency Management Cities



7/14/2014

DRAFT

# Unfunded Actuarial Accrued Liabilities

- Defined Benefit Pension Plan
  - Total Cost: \$6 million (June 30, 2012)
  - Annual Pension Cost (APC): \$744,000 as of June 30, 2013
- Other Postemployment Benefits (OPEB)
  - Total Cost: \$ 55.6 million as of June 30, 2011
  - Annual OPEB Cost: \$3.2 million as of June 30, 2013

# Unfunded Actuarial Accrued Liabilities

- Total Annual Cost: \$3.9 million
- Millage Rate: 12.1508 based on 2014 Taxable Valuation

# Local Financial Stability and Choice Act

Draft

July 16, 2014

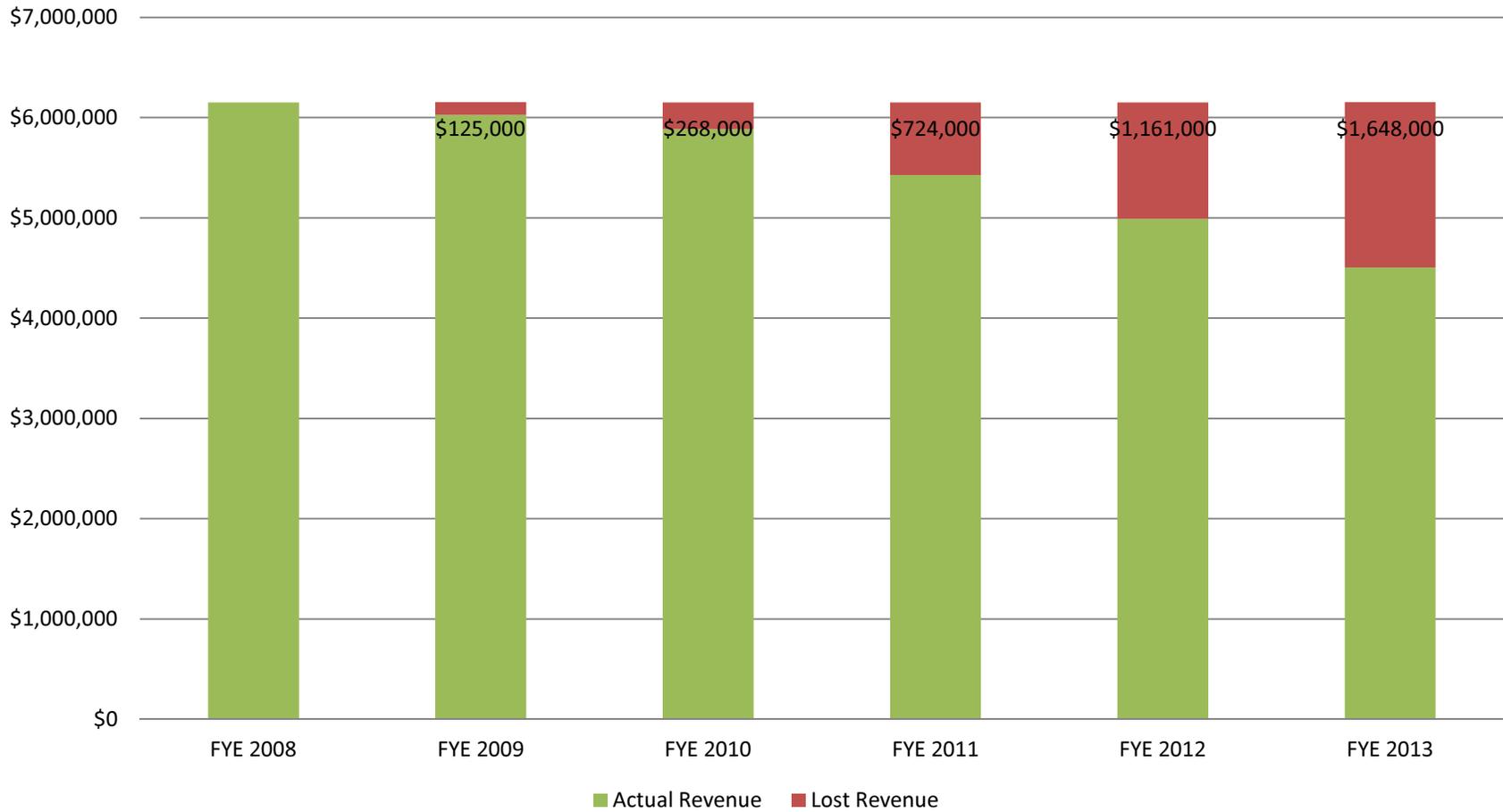
# Agenda

- Why did the City Commission put this Charter amendment on the August 5, 2014 ballot?
- What has the City done to cut costs?
- What will happen if this passes?
- What will happen if this fails?
- How does a financial emergency work?
- Questions

# Why did the City Commission put this on the August 5, 2014 ballot?

- The City's two largest revenue sources account for nearly 75% of total General Fund revenue
- Property tax revenue decreased nearly 30% during the Great Recession
- State Revenue Sharing decreased by more than 40% between 2000 and 2012

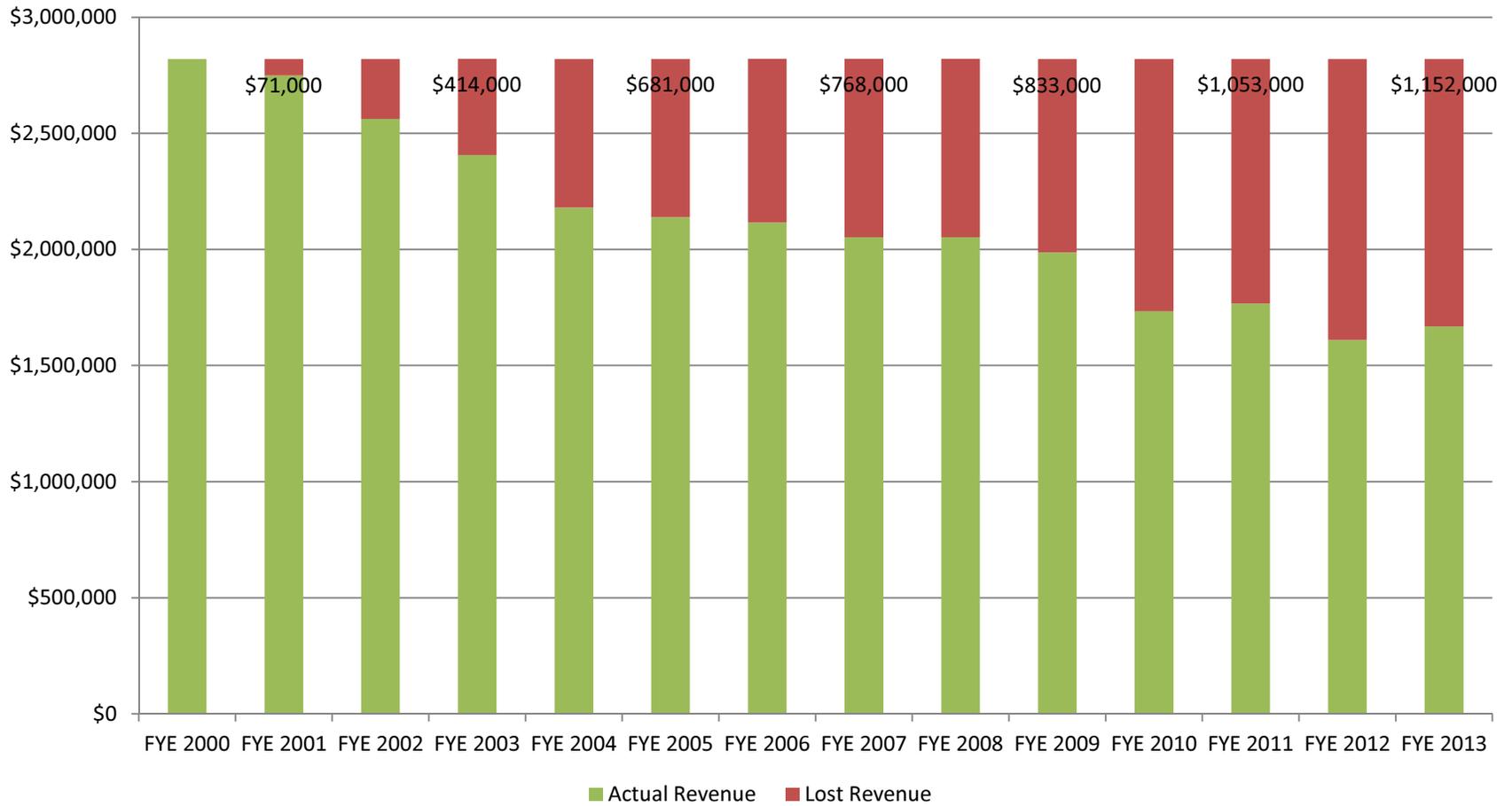
# Property Tax Revenue



7/16/2014

DRAFT

# State Revenue Sharing



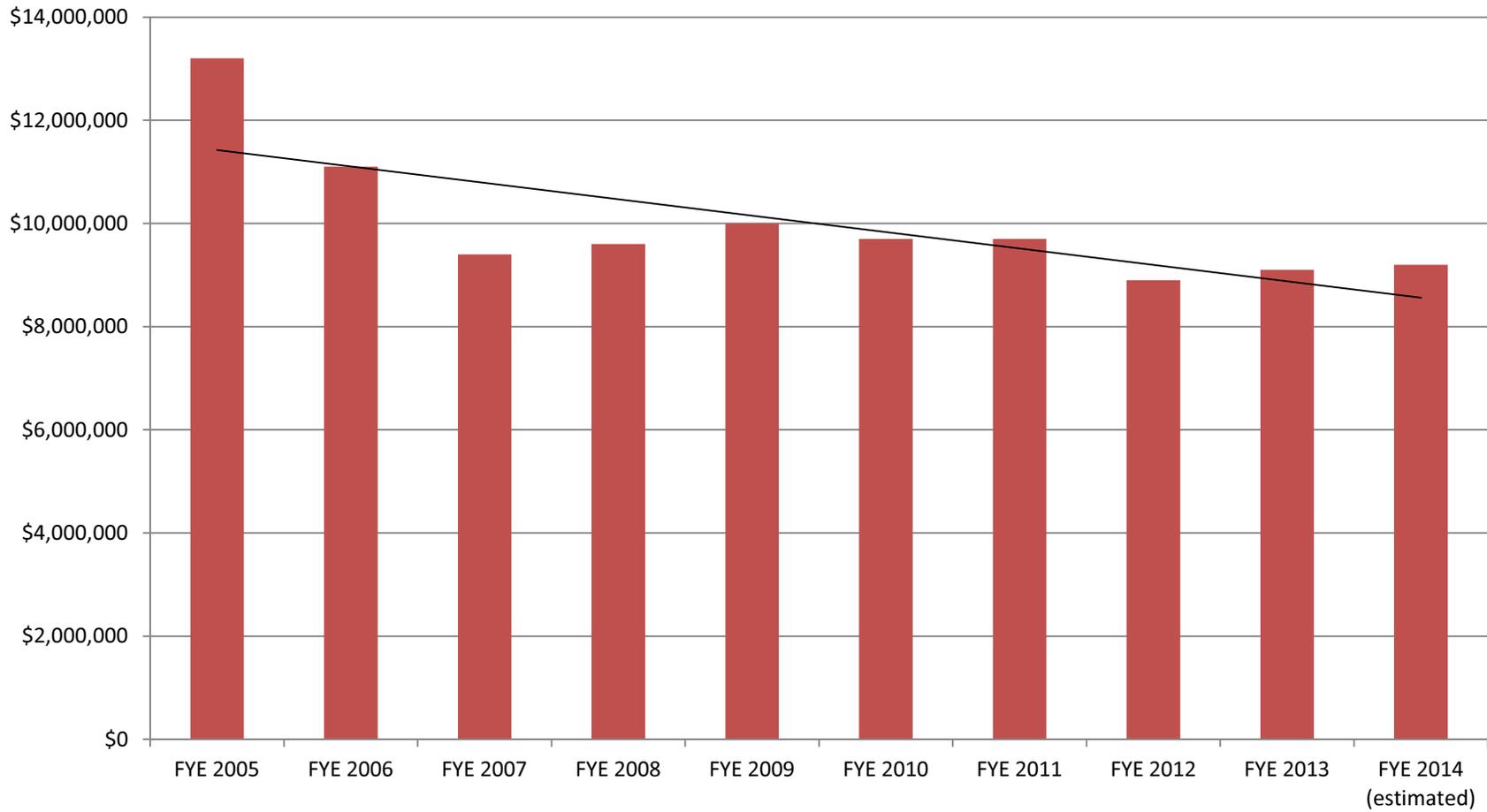
7/16/2014

DRAFT

# What has the City done to cut costs?

- The City cut costs by nearly a third (\$4.3 million) between 2005 and 2012
- Cost-cutting increased the City's cash reserves by more than 500% in just four years
- The cuts have not been enough to balance the budget in recent years and the City spent cash reserves to balance three of the last four annual budgets

# Expenses



7/16/2014

DRAFT

# What will happen if this passes?

- The City can sustain current service levels and restore some of what was cut during the Great Recession
  - Maintain or increase four deputy minimum
  - Maintain or increase three firefighter minimum

# What will happen if this passes?

- The City's current budget includes spending an additional \$1.1 million (nearly 40%) of the City's remaining cash reserves (\$2.9 million) ***even if the charter amendment is approved*** because new taxes cannot be levied and collected until 2015
- The City must continue to cut costs where it can because the cost of maintaining services will increase faster than revenues

# What will happen if this fails?

## More Service Reductions

- Replace full-time fire department with paid on call department
- Eliminate Dial-A-Ride services
  - On-demand service
  - Park & Ride Shuttle
- Eliminate Animal Control

## Financial Emergency

1. Consent agreement (unlikely to succeed)
2. Emergency manager (most likely)
3. Neutral evaluation (untested)
4. Chapter 9 bankruptcy (unlikely)

# Fire Department Comparison

## Mount Clemens

- Population: 16,000
- Land area: 4.07 sq miles
- Full-time firefighters: 12
- Paid on call firefighters: 17

## Mount Pleasant

- Population: 26,000
- Land area: 7.74 sq miles
- Full-time firefighters: 7.5
- Paid on call firefighters: 16

# The Local Financial Stability and Choice Act (Public Act 436 of 2012)

- Sec. 4. (1) The state financial authority may conduct a preliminary review to determine the existence of probable financial stress within a local government if 1 or more of the following occur:

# The Local Financial Stability and Choice Act (Public Act 436 of 2012)

Sec. 4. (1):

- a) The **governing body** or the **chief administrative officer** of a local government requests a preliminary review. The request shall be in writing and shall identify the existing or anticipated financial conditions or events that make the request necessary.

# The Local Financial Stability and Choice Act (Public Act 436 of 2012)

## Sec. 4. (1):

- c) The state financial authority receives a **petition** containing specific allegations of local government financial distress signed by a number [236] of registered electors residing within the local government's jurisdiction equal to not less than 5% of the total vote cast for all candidates for governor within the local government's jurisdiction at the last preceding election at which a governor was elected. Petitions shall not be filed under this subdivision within 60 days before any election of the local government.

# The Local Financial Stability and Choice Act (Public Act 436 of 2012)

## Sec. 4. (1):

- s) The existence of other facts or circumstances that, in *the state treasurer's sole discretion* for a municipal government, are indicative of probable financial stress or that, in the state treasurer's or superintendent of public instruction's sole discretion for a school district, are indicative of probable financial stress.

# Financial Emergency

- The Governor may determine a financial emergency exists **before** the City's remaining cash reserves are exhausted
- Visit [http://www.michigan.gov/treasury/0,1607,7-121-1751\\_51556-198770--,00.html](http://www.michigan.gov/treasury/0,1607,7-121-1751_51556-198770--,00.html) for a summary of the Local Fiscal Stability and Choice Act process

# Financial Emergency Options

1. Consent agreement (unlikely to succeed)
2. Emergency manager (most likely)
3. Neutral evaluation (untested)
4. Chapter 9 bankruptcy (unlikely)

# Consent Agreements

- River Rouge (December 15, 2009)
- Inkster (February 29, 2012)
- Detroit (April 4, 2012 – March 14, 2013)
- Royal Oak Township (April 21, 2014)

# Consent Agreement Option

- Nearly 50% of the City's General Fund costs are fixed
  - Law Enforcement (County contract)
  - Retiree Health Insurance
  - Street Lighting
  - Emergency Dispatch (County contract)
  - Liability Insurance

# Consent Agreement Option

- More than 15% of the City's General Fund costs are covered by grants and user fees
  - Community Development & Planning
  - Building & Trade Inspections
  - Community Development Block Grant (CDBG) Program
  - General Government Charges for Service

# Consent Agreement Option

- That leaves about 35% (\$3.4 million) from which to cut \$1.1 million
  - \$1.2 million in the Fire Department
  - \$2.2 million outside the Fire Department
- Most of the functions outside the Fire Department are legally required and/or operationally necessary

# Consent Agreement Option

- The staffing level in Mount Clemens City Hall is already about the same as Ferndale City Hall **AFTER** consolidating six points of public contact on two floors into one public service counter
- It will be difficult to squeeze much more meaningful savings out of City Hall
- It has already been done

# City Hall Comparison

## Full-Time Equivalent (FTE) Employees

### Mount Clemens

- City Clerk: 2.0
- City Manager: 2.0
- Development: 5.0
- Finance 8.0
- Human Resources 1.0
- **Total: 18.0**

### Ferndale

- City Clerk 3.0
- City Manager 2.0
- Development 6.0
- Finance 5.0
- Human Resources 1.0
- **Total: 17.0**

# Consent Agreement Option

- Conclusions
  - This budget cannot be balanced via consent agreement without replacing the City's full-time Fire Department with paid on call department
  - Mount Clemens ***IS NOT*** a good candidate for a successful consent agreement

# Emergency Managers

## Past

- Hamtramck - December 2000
- Highland Park - July 2001
- Flint - July 2002
- Three Oaks - December 2008
- Pontiac - March 2009
- Ecorse - October 2009
- Benton Harbor - April 2010

## Present

- Flint - November 2011
- Allen Park - October 2012
- Detroit - March 2013
- Hamtramck - June 2013

# Emergency Manager Option

- Emergency managers reduce expenditures to match revenues
- No new revenue without voter approval
- Emergency managers cut **EVERYTHING**
- Not just employee and retiree healthcare costs
- The community has no say

# Other Options

## Neutral Evaluation Process

- Currently being used in Highland Park

## Chapter 9 Bankruptcy

- Currently being used in Detroit
- Mount Clemens ***IS NOT*** a candidate for Chapter 9 bankruptcy

Local Financial Stability and Choice Act

# **QUESTIONS?**

**RESOLUTION REQUESTING THE STATE CONDUCT A PRELIMINARY REVIEW TO DETERMINE THE EXISTENCE OF PROBABLE FINANCIAL STRESS**

**WHEREAS**, the City's State Revenue Sharing decreased by more than 40% between 2000 and 2012 and property tax revenue decreased nearly 30% during the Great Recession; and

**WHEREAS**, General Fund expenditures were reduced by nearly a third between 2005 and 2012; and

**WHEREAS**, the City's expenditures per resident are now among the lowest in the region; and

**WHEREAS**, the City spent cash reserves to balance three of the last four annual budgets; and

**WHEREAS**, the City's current (fiscal year 2014 – 2015) budget includes spending an additional \$1.1 million (nearly 40%) of the City's remaining cash reserves (\$2.9 million); and

**WHEREAS**, the City will exhaust its cash reserves in 2017 without more cost reductions and/or revenue increases; and

**WHEREAS**, the City Commission placed a City Charter amendment to increase the City's maximum millage rate from 13.7097 mills to 20 mills on the August 5, 2014 election ballot; and

**WHEREAS**, the City Charter amendment was not approved on August 5, 2014; and

**NOW, THEREFORE, BE IT RESOLVED** the Mount Clemens City Commission does hereby request the state financial authority conduct a preliminary review to determine the existence of probable financial stress within Mount Clemens City government pursuant to the Local Financial Stability and Choice Act (Public Act 436 of 2012).

Adopted:

**CITY OF MOUNT CLEMENS,**  
a Michigan Municipal Corporation,

By: \_\_\_\_\_  
Barb Dempsey, Mayor

By: \_\_\_\_\_  
Lynne Kennedy, City Clerk