

The Croswell City Council met in Regular Session August 20, 2007, at the William Aitkin Memorial Library, 111 N. Howard Ave., Croswell, MI. Mayor Macklem called the meeting to order at 7:30 P.M.

Present: G. Macklem, M. Willis, D. Hugdahl, M. McMillan

Absent: M. O'Veil

Administration: City Administrator Dave Tait, City Clerk Suzanne Dobson

Guests: Janet Murphy, Jim Tenniswood, Lyle Clarkson

**1. PLEDGE OF ALLEGIANCE:**

2. **Approval of Minutes** from the Regular Council Meeting of August 6 and Special meeting August 10, 2007

Willis moved to approve the minutes of August 6 and August 10, 2007 as presented, second by McMillan. Motion Carried.

**3. Public Comments:**

Mr. Tenniswood updated council on his ticket status with the vehicles and needs an inspection by Officer Willis.

**4. APPROVAL OF AGENDA:**

McMillan moved to approve the Agenda as presented, second by Hugdahl. Motion Carried.

**V. PUBLIC HEARING - ORDINANCE #210-D - FENCE ORDINANCE:**

Hugdahl moved to open the Public Hearing for discussion on the amendment to the Fence Ordinance at 7:35 p.m., second by McMillan. Motion Carried.

Mr. Tenniswood questioned the distance in the front of the home you could go with a fence.

Ans: Not beyond the front edge of the house.

Public Hearing will be held open until under New Business.

**VI. CORRESPONDENCE:**

- a. Planning/Zoning minutes - August 1, 2007: Receive and file.

**VII ADMINISTRATOR'S REPORT:**

- State Champion signs ordered
- Post Office flooring
- Ambulance Authority wording being prepared
- Working on ordinance for burned homes.
- M25 sign the D.D.A. has agreed to pay for the upgrade.
- Tree trimming over sidewalks is being taken care of.

**VIII COUNCIL MEMBER REPORT:**

- A. Macklem: 1. Trees on bikepath by M90 need to be trimmed up so you can see the people walking on the bikepath, also vines growing through the fence of Michigan Sugar. Ans: County trims trees in the section near Michigan Sugar.
- B. Willis: 1. Bikepath patching; Ans: will be done when the pavers are in town; 2. Bushes over sidewalks; 3. Fireworks were the best ever, don't know how they will top that next year.
- C. Hugdahl: Thank you to Karen Biskey and the Committee.
- D. O'Vell: Absent
- E. McMillan: No report

IX **UNFINISHED BUSINESS:**  
None

X **NEW BUSINESS:**  
a. Close Public Hearing:

Mayor Macklem asked if there were any comments or questions regarding the fence amendment.

Lyle Clarkson - Concern on special exceptions for fences having the good side facing out. Ans: That is only when it abuts commercial or industrial.

Willis moved to close the public hearing at 7:52 p.m., second by Hugdahl. Motion Carried.

1. Ordinance #210-D - Fence Amendment:

In the ordinance remove the word "chance" in the "Amend Section 1B..." line.

Hugdahl moved to adopt Ordinance #210-D Fence amendment as amended, second by Willis.

Roll Call Vote: Hugdahl, yes; Willis, yes; McMillan, yes; Macklem, yes. 4 yeas, 0 nays, 1 absent.  
Motion Carried.

ORDINANCE #210-D

An Ordinance to amend Section 1A, Section 1A #2a, Section 1B and Section 1B #3a of Ordinance #210, Fences - Regulations & Requirements of the City of Croswell.

Section 1. Amendment

Amend Section 1A - change fence height from four (4) feet to six (6) feet;

Remove Section 1A #2a - "Special Exception for allowing fences up to six (6) feet in height measured from the surface of the ground." And renumber "b", "c" and "d" to "a", "b" and "c".

Amend Section 1B - change fence height from four (4) feet to six (6) feet;

Remove Section 1B #3a - "Special Exception for allowing fences up to six (6) feet in height measured from the surface of the ground." And renumber "b" to "a"

Section 2. Severability

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, paragraph, rule, regulation, section or subsection is declared void or inoperable for any reason by any Court, it shall not affect any other part or portion thereof, other than the part declared void or inoperable.

Section 3. Effective Date

This Ordinance shall take effect fifteen (15) days after its enactment and upon publication as required by law and City of Croswell Charter.

Certification

I, Suzanne Dobson, Clerk of the City of Croswell, do hereby certify that Ordinance No. 210-D was adopted by the City of Croswell Council at a Regular meeting of the City Council held at the Community Center on the 20<sup>th</sup> day of August, 2007.

Vote on this ordinance, 4 members being present, was as follows:

AYES: Hugdahl, Willis, McMillan, Macklem

NAYS: \_\_\_\_\_

ABSENT: O'Vell

Further certify that said Ordinance No. 210-D adopted by the City of Croswell Council on the 20<sup>th</sup> day of August, 2007, was published once in The Jeffersonian, a paper published in Sanilac County and circulated in the City of Croswell, on the 26<sup>th</sup> day of August, 2007, this being the first and final day of publication of this ordinance.

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Suzanne Dobson, City Clerk

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Gary Macklem, Mayor

b. John/Janet Murphy, 75 Gaige St., Sewer Credit request: Request from John/Janet Murphy at 75 Gaige St., for a sewer credit. Water softener was stuck and 30 units of water was used, average usage is 8 units.

Discussion was held on the policy and reviewing of credits case by case.

Hugdahl moved to after review of the case to approve a 22 unit sewer credit for John/Janet Murphy at 75 Gaige St., second by Willis.

Roll Call Vote: Hugdahl, yes; Willis, yes; McMillan, yes; Macklem, yes. 4 yeas, 0 nays, 1 absent. Motion Carried.

c. Boards & Commission:

1. Council Compensation Committee:

Hugdahl moved to appoint Kim Hartman to the Council Compensation Committee for a 5 year term expiring September, 2012, second by McMillan. Motion Carried.

d. Building Inspector Contract: No changes to the Building Inspector contract with Barb Cutcher has been the same for the past two years.

McMillan moved to approve the Building Inspector contract with Barbara Cutcher for September 1, 2007 to August 30, 2008, second by Hugdahl. Motion Carried.

XI PUBLIC COMMENTS

None

XII APPROVAL OF ACCOUNTS PAYABLE:

Change under Police bills - Erik Wurmlinger should be only \$49.00.

McMillan moved to approve the Accounts Payable as amended for the amount of \$339,023.18 and the bills be paid, second by Willis. Motion Carried.

XIII CLOSED SESSION - Union Negotiations - Medical Ins.:

Willis moved to go into closed session at 8:15 p.m. to discuss medical insurance for the unions, second by McMillan.

Roll Call Vote: Willis, yes; McMillan, yes; Hugdahl, yes; Macklem, yes. 4 yeas, 0 nays, 1 absent. Motion Carried.

Hugdahl moved to adjourn from the Closed Session at 9:00 p.m., second by Willis. Motion Carried.

XIV ADJOURNMENT:

With no further business Mayor Macklem adjourned the meeting.

Meeting adjourned at 9:00 p.m.

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Suzanne Dobson, CMC  
Croswell City Clerk

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Gary Macklem, Mayor