

AGENDA REPORT

TO: Mayor Pat Humphrey & Clare City Commissioners
FROM: Diane Lyon, City Clerk
DATE: August 31, 2023
RE: *Communications

For the Agenda of September 5, 2023

***Note: This is a Consent Agenda item and is considered as routine by the City Commission. As such, this matter shall be automatically enacted by one motion with all other Consent Agenda items unless a Commissioner or citizen requests this item be individually discussed, in which event it shall be removed from the Consent Agenda and considered and acted upon in its designated sequence on the approved Clare City Commission agenda of September 5, 2023.**

FOIA Requests & Responses: The most recent FOIA list, requests, and responses are attached for information. SES Environmental, SmartProcure, Red Rock Realty.

Mobile Food Distribution: A mobile food distribution will take place on September 9, 2023, starting at 9:00 a.m., at the Clare County Fairgrounds in Harrison.

Public Notice Announcement and Request for Comment: The Cannabis Regulatory Agency of LARA will hold a meeting on September 14 at 9:00 a.m. to hear complaints and receive the views of the public on CRA's administration of the authorities, powers, duties, functions, and responsibilities under Michigan's marijuana laws.

Annexation Notice to the State of Michigan: The City has filed annexation documentation of city-owned parcels 18-002-20-015-00 & 18-002-30-016-00 with the Office of the Great Seal.

MML Dividend Notice: The Michigan Municipal League has announced the 2023 member dividends.

Michigan Public Service Commission News Releases: The MPSC announced the approval of rate increases for natural gas customers of Consumers Energy Co., and Michigan Gas Utilities Corp.

The MPSC requests comment on a proposal to connect utility earnings with reducing the duration and frequency of electrical outages.

Consumers Energy Co Public Hearings: The MPSC will hold two public hearings on September 12, 2023, for Consumers Energy Co. The first hearing for CE to receive approval of its Energy Waste Reduction Plan for 2024-2025. The second hearing is to receive the approval to commence a renewable energy cost reconciliation proceeding for the 12-month period that ended December 31, 2022.

Site Plans, Special Use Permits, Variance Requests & Public Notices: None at this time.

Attachments. As noted above.

						+ 5 business days; + 6 if received by fax or electronic mail + 10 COVID			
	Date of Request from Requestor	Time sent from Req	Office where request was sent	Date Request was Received	Date FOIA Request or Notified	Date FOIA Request or Notified	Format of Notice	Person/Entity Requesting Information	Records Requested
2023-001	12/28/22		POLICE	01/03/23	01/03/23	01/10/23	mail	LexisNexis	Accident Report 22-673
2023-002	01/10/23	4:58 PM	CLERK	01/10/23	01/10/23	01/17/23	email	Sue Wentworth-CMDHD	H2O test results for 10130 Rock Rd
2023-003	01/11/23	7:47 AM	CLERK	01/11/23	01/11/23	01/19/23	email	TWG Acquisitions-The Warren Group	current tax season roll
2023-004	01/10/23		FIRE	01/17/23	01/17/23	01/24/23	mail	LexisNexis	Fire Report (car fire 11/26/22)
2023-005	01/24/23	3:23 PM	CLERK	01/24/23	01/24/23	02/01/23	email	American Transparency-Open the Books	2022 ee's & elected officials
2023-006	01/27/23		POLICE	01/30/23	01/30/23	02/06/23	mail	Metropolitan Reporting Bureau	Accident Report 23-12
2023-007	02/13/23	2:22 PM	CLERK	02/14/23	02/14/23	02/21/23	email	Ken Deloian Smart Procure	Purchasing data 11/14/22-current
2023-008	02/16/23	11:00 AM	CLERK	02/16/23	02/16/23	02/23/23	email	Brian Hart	Medical Examiner Services
2023-009	02/16/23	11:29 AM	CLERK	02/16/23	02/16/23	02/23/23	email	Justin Weeda-Consumers Energy	Fire Report 8531 N Crawford Rd
2023-010	02/16/23	3:26 PM	CLERK	02/16/23	02/16/23	02/23/23	email	Darren Whitman	Police Report on Jerry Woodrow Deceased
2023-011	02/14/23		POLICE	02/21/23	02/21/23	02/28/23	mail	LexisNexis	accident report 23273 Cadillac, MI
2023-012	03/01/23		FIRE	03/06/23	03/06/23	03/14/23	mail	Metropolitan Reporting Bureau	Fire Report 8151 N Mission
2023-013	03/01/23		POLICE	03/06/23	03/06/23	03/14/23	mail	Metropolitan Reporting Bureau	Accident Report - at Culvers (private prop)
2023-014	03/02/23		CLERK	03/06/23	03/02/23	03/10/23	email	Tom Dunn	Oaths-CC, Treasurer, Clerk, BOR, Assessor & Assessing Tech., Office Ass
2013-015	03/08/23	12:29 PM	CLERK	03/08/23	03/08/23	03/16/23	email	Lynn Patterson	Police Report on Jerry Woodrow Deceased
2023-016	02/23/23		CLERK	02/23/23	02/23/23	03/02/23	mail	Minute Man Services	Destiny Bryce Employment Records
2023-017	03/15/23	10:02 AM	CLERK	03/15/23	03/15/23	03/23/23	email	Lynn Patterson	Police Report on William Conn
2023-018	03/15/23	10:43AM	CLERK	03/16/23	03/16/23	03/24/23	email	Casee Scheurer-Farm Bureau Insurance	Police Report 23-71-4 3/12/23 Colton Hopp
2023-019	03/30/23	10:49 AM	CLERK	03/30/23	03/30/23	04/06/23	email	Sara Moon	Police Report involving Caitlyn & Kevin Emry
2023-020	03/28/23		FIRE	??	04/03/23	04/10/23	MAIL	LexisNexis	Fire Report - car on 3/25 Surrey Rd.
2023-021	04/05/23	10:29am	CLERK	04/05/23	04/05/23	04/13/23	in person	Tom Dunn	Oaths-Assessing team, L-4035 filed 3/13/23
2023-022	04/07/23		FIRE	04/11/23	04/11/23	04/18/23	mail	Metropolitan Reporting Bureau	Fire Report 306 State St. 04/06/23
2023-023	04/16/23	5:06 AM	CLERK	04/17/23	04/17/23	04/25/23	email	Angel Tormis-Steep Steel	Water Tower Leases & 24 months of payments
2023-024	04/15/23	6:06 AM	CLERK	04/17/23	04/17/23	04/25/23	email	Steph Beltinck	QVF in CSV format for 5/1/23 and 11/22 election
2023-025	04/18/23	7:06 AM	CLERK	04/18/23	04/18/23	04/26/23	email	Mia Rhodes-Trimble Maps	truck routes
2023-026	04/13/23		FIRE	04/18/23	04/18/23	04/25/23	mail	LexisNexis	car fire report - Manee St.
2023-027	04/20/23	10:11 AM	CLERK	04/20/23	04/20/23	04/28/23	email	Carol Majewski-Clare Co Senior Svcs	vandalism report for 210 Wilcox Pkwy
2023-028	04/21/23	12:41pm	CLERK	04/24/23	04/24/23	05/02/23	email	David Boutrous-Plunkett Cooney	Clare County Incident 21-168-6
2023-029	04/23/23	12:09pm	CLERK	04/24/23	04/24/23	05/02/23	email	Yehuda Miller	2020 Election Records
2023-030	04/17/23		CLERK	04/24/23	04/24/23	05/01/23	mail	Michael Rost	Property, Casualty & Health Insurance renewal summaries
2023-031	04/17/23		CLERK	04/24/23	04/24/23	05/01/23	mail	LexisNexis	23-161
2023-032	04/26/23	7:31 PM	CLERK	04/27/23	04/27/23	05/03/23	email	Rhea Mae Lumanog-Deltek, Inc.	UV replacement contract info
2023-033	05/07/23	7:04 PM	CLERK	05/08/23	05/08/23	05/16/23	email	Clarissa Filhart	May 2 2023 Vernon Twp EPB History CSV Files
2023-034	05/09/23	9:58 AM	CLERK	05/09/23	05/09/23	05/17/23	email	Stephnie Beltinck	printed QVF EPB Data in CSV format for 5/2/23 election
2023-035	05/11/23	3:59 PM	CLERK	05/15/23	05/15/23	05/22/23	email	Tracee Chaney-Reynolds GZA	FD Files #1-420 West Main Street, Clare MI 48617
2023-036	05/16/23	8:16 AM	CLERK	05/16/23	05/16/23	05/24/23	email	Ken Deloian Smart Procure	Purchasing data 02.13.23-current
2023-037	05/16/23	11:14 AM	CLERK	05/16/23	05/16/23	05/24/23	email	Clarissa Filhart	EPB History CSV Files for John Audretsch & Mel Johns
2023-038	05/16/23	2:58 PM	CLERK	05/16/23	05/16/23	05/24/23	email	Tracee Chaney-Reynolds GZA	FD Files #1-420 West Main Street, Clare MI 48617
2023-039	05/05/23		POLICE	05/16/23	05/16/23	05/23/23	mail	LexisNexis	23-207
2023-040	05/18/23		CLERK	05/18/23	05/18/23	na	verbal	John Waddington	2020 Police Report

2023-041	05/16/23		POLICE	05/22/23	05/22/23	05/30/23	mail	LexisNexis	Accident Report 230008040
2023-042	05/21/23	8:16 PM	CLERK	05/22/23	05/22/23	05/31/23	email	Clarissa Filhart	Clerk's oath and official bond
2023-043	05/22/23		CLERK	05/30/23	05/30/23	06/06/23	mail	LexisNexis	Fire Report 5/21/23 11448 Shore Dr, Lake
2023-044	05/22/23		POLICE	05/30/23	05/30/23	06/06/23	mail	LexisNexis	Accident Report 23-237
2023-045	05/22/23		POLICE	05/30/23	05/30/23	06/06/23	mail	LexisNexis	Accident Report 23-234
2023-046	05/23/23		POLICE	05/30/23	05/30/23	06/07/23	mail	Metropolitan Reporting Bureau	Accident Report 23-146
2023-047	05/31/23		POLICE	06/06/23	06/06/23	06/13/23	mail	LexisNexis	Accident Report 231343
2023-048	05/31/23		CLERK	06/06/23	06/06/23	06/13/23	mail	LexisNexis	Harrison Fire Report 10401 Cathleen Dr.
2023-049	05/31/23		POLICE	06/06/23	06/06/23	06/13/23	mail	LexisNexis	Accident Report 231343
2023-050	06/06/23		POLICE	06/12/23	06/12/23	06/19/23	mail	LexisNexis	Accident Report 23-260
2023-051	06/16/23		POLICE	06/22/23	06/22/23	06/29/23	mail	Paige N Bachelder	Any and All ped/motor accident 07/07/2020
2023-052	06/26/23		CLERK	07/03/23	07/03/23	07/11/23	mail	LexisNexis	Fire Report, 8870 Cornwell, Harrison, 5/8/23
2023-053	07/05/23		CLERK	07/10/23	07/10/23	07/17/23	mail	Outside Legal Council	Fire Withholding (three years)
2023-054	07/08/23		CLERK	07/10/23	07/11/23	07/18/23	email	Charles Blackwell	GOP Incident Report of 7/8/23
2023-055	07/08/23		CLERK	07/10/23	07/11/23	07/18/23	email	Carl Gustin-Fox 17 News	GOP Incident Report of 7/8/23 + video
2023-056	07/11/23		CLERK	07/11/23	07/12/23	07/19/23	email	Rachel Just-Sinclair Broadcast Group	GOP Incident Report of 7/8/23
2023-057	07/11/23		CLERK	07/11/23	07/12/23	07/19/23	email	Craig Mauger-Detroit News	GOP Incident Report of 7/8/23
2023-058	07/11/23		POLICE	07/11/23	07/12/23	07/19/23	email	Patrick Livingston-Up North Live	GOP Incident Report of 7/8/23
2023-059	07/10/23		POLICE	07/10/23	07/11/23	07/18/23	email	John Hogan-Wood TV	GOP Incident Report of 7/8/23
2023-060	07/10/23		POLICE	07/10/23	07/11/23	07/18/23	email	Alethia Kasben-Gongwer New Svc	GOP Incident Report of 7/8/23
2023-061	07/11/23		POLICE	07/11/23	07/12/23	07/19/23	email	Cole Waterman-MLIVE	GOP Incident Report of 7/8/23
2023-062	07/07/23		POLICE	07/12/23	07/12/23	07/19/23	mail	Metropolitan Reporting Bureau	Car jacking report 07/03/23
2023-063	07/13/23		CLERK	07/13/23	07/13/23	07/21/23	email	Ray McCall & Clarissa Filhart	Qualified Voter File Data
2023-064	07/13/23		CLERK	07/13/23	07/13/23	07/21/23	IN PERSON	Ashley Jasmund-DCISA	Employment file Claire Kaisler
2023-065	07/13/23		CLERK	07/13/23	07/13/23	07/21/23	email	Helena Alves-PZR	zoning, varinaces, site plans for 202 N. McEwan, 051-081-014-00
2023-066	07/13/23		CLERK	07/13/23	07/13/23	07/21/23	email	Alexandra Sims-PZR	Fire & building code violations
2023-067	07/26/23	1:59pm	CLERK	07/21/23	07/24/23	08/01/23	email	Morgan Shier	Assault/Disturbing the peace @ Farwell Elementary School
2023-068	07/28/23		POLICE	07/31/23	07/31/23	08/07/23	mail	Law Office of Cy Weiner	Car vs Pedestrian 20-247 all video/reports
2023-069	08/02/23	4:17 PM	CLERK	08/02/23	08/02/23	08/10/23	email	Ibrahim Dabaja	GOP Fight at Doherty
2023-070	08/03/23		CLERK	08/07/23	08/07/23	08/14/23	mail	Secrest Wardle	accidents involving loose tires/wheels/lugnuts 2015-2023
2023-071	07/31/23		FIRE	08/07/23	08/07/23	08/14/23	mail	LexisNexis	Fire Report 311 W 7th
2023-072	08/08/23		CLERK	08/14/23	08/14/23	08/21/23	mail	Gray, Sowle, Iacco & Richards	Police Report-Tammy Lamerand 8/5/20, 424 Wilcox Pkwy
2023-073	08/11/23		POLICE	08/14/23	08/14/23	08/21/23	mail	Metropolitan Reporting Bureau	Report #23-476 Vehicle Vandalism
2023-074	08/14/23		CLERK	08/14/23	08/14/23	08/14/23	mail	Secrest Wardle-Jeffrey Bullard	accidents involving loose tires/wheels/lugnuts 2020-2023
2023-075	08/16/23	9:30 AM	CLERK	08/21/23	08/21/23	08/28/23	email	Elizabeth Wallace	Environmental for 8920 N. Mission Rd.-Clare Auto Auction
2023-076	08/21/23	10:30	CLERK	08/21/23	08/21/23	08/29/23	email	Ken Deloian Smart Procure	Purchasing data 11/14/22-current
2023-077	08/14/23		POLICE	08/21/23	08/21/23	08/28/23	mail	LexisNexis	23-419
2023-078	08/11/23		POLICE	08/21/23	08/21/23	08/28/23	mail	LexisNexis	fire report 11706 Clarabella
2023-079	08/17/23		FIRE	08/21/23	08/21/23	08/28/23	mail	LexisNexis	Accident Report 126 N Broad St, Harrison
2023-080	08/23/23		POLICE	08/28/23	08/28/23	09/05/23	mail	LexisNexis	Accident Report 23-480
2023-081	08/25/23		POLICE	08/29/23	08/29/23	09/06/23	mail	LexisNexis	Accident Report 23-485
2023-082	08/25/23		POLICE	08/29/23	08/29/23	09/06/23	mail	LexisNexis	Auto Theft Report 23447
2023-083	08/24/23		CLERK	08/28/23	08/28/23	09/05/23	email	Ryan Wilson, Red Rock Realty	CofO on multiple parcels

Diane Lyon

Subject: FW: SmartProcure FOIA Request to Clare City For PO/Vendor Information

From: Ken Deloian <kdeloian@smartprocure.com>
Sent: Monday, August 21, 2023 10:30 AM
To: FOIA <FOIA@cityofclare.gov>
Cc: kdeloian@smartprocure.com
Subject: SmartProcure FOIA Request to Clare City For PO/Vendor Information

Good morning Ms. Lyon,

SmartProcure is submitting a FOIA request to Clare City for any and all purchasing records from 5/15/2023 to current. The request is limited to readily available records without physically copying, scanning, or printing paper documents. Any editable electronic document is acceptable.

Please advise as to cost, if any, prior to any charges being incurred by your Agency.

As means of an example, please see the attached file we have received before from your Agency.

The specific information requested from your record-keeping system is:

1. Purchase order number. If purchase orders are not used a comparable substitute is acceptable, i.e., invoice, encumbrance, or check number
2. Purchase date
3. Line item details (Detailed description of the purchase)
4. Line item quantity
5. Line item price
6. Vendor ID number, name, address, contact person, and email address

If you would like to let me know what type of financial software you use, I may have report samples that help to determine how, or if, you are able to respond.

As an added security and privacy measure, there will be a unique upload link for any new requests moving forward, including this one. We appreciate your assistance with this request. You may also attach the information to this email.

<https://upload.smartprocure.com/?id=c2RqPWEyYjZRMDAwMDA0TG51NIFBQyZzdD1NSSZvcmc9Q2xhcmVDaXR5>

If this request was misrouted, please forward it to the correct contact person and reply to this communication with the appropriate contact information.

If you have any questions, please feel free to respond to this email or I can be reached at the phone number below in my signature.

Best Regards,
Ken Deloian
Data Acquisition Specialist
SmartProcure
Direct: 5616096943
Email: kdeloian@smartprocure.com

5000 T-Rex Ave., Suite # 200
Boca Raton, FL 33431



202 West Fifth Street, Clare, Michigan 48617
www.cityofclare.org
phone: (989) 386-7541 fax: (989) 386-4508

August 21, 2023

Ken Deloian
Data Acquisition Specialist
SmartProcure
5000 T-Rex Ave, Ste 200
Boca Raton FL 33431

561-609-6943
kdeloian@smartprocure.com

RE: **Freedom of Information Act ("FOIA") Request Response**

Your request for public record(s) under the Michigan Freedom of Information Act ("FOIA"), dated August 4, 2022 and received August 5, 2022 for the following records is acknowledged and your request is hereby **Granted** for the following information: any and all purchasing records from 5/5/2022 through current 08/08/2022.

The City of Clare's FOIA Procedures and Guidelines and Summary are available for review on our website at www.cityofclare.org.

If your FOIA request has been denied in whole or in part, you may do one of the following at your option:

- (1) Commence an action in the circuit court to compel disclosure of the public records or information within 180 days after the governmental unit's final determination to deny your request. If the circuit court orders disclosure of all or a portion of the public record or information, you have the right to receive reasonable attorney's fees, costs, and disbursements. If the circuit court determines that the governmental unit arbitrarily and capriciously denied your request, you also have the right to receive punitive damages in the amount of \$500.00. Please see MCL 12.231 *et seq.* for further information on the Freedom of Information Act.
- (2) Submit to the City Manager a written appeal that specifically states the word "**appeal**" and identifies the reason(s) for reversal of the denial. Your appeal should be sent to City of Clare – City Manager, 202 West Fifth Street, Clare, MI 48617-1490.

A copy of this request will be kept on file for no less than one (1) year.

Diane Lyon, City Clerk



Diane Lyon

From: Ryan Wilson <rwilson@redrockrg.com>
Sent: Thursday, August 24, 2023 5:57 PM
To: Diane Lyon
Cc: Gabriel Dean
Subject: Certificates of Occupancy

Diane, Mr. Terry passed along your contact to reach out regarding obtaining certificates of occupancy for a few of our storage facilities in Clare. I know these aren't typically a recorded item but the underwriter is requesting them for a large refinance package. Do you by any chance have these on file in your department anywhere? I have the properties listed below, anything you can do to assist would be greatly appreciated!

- 3084 E Maple Road, Parcel ID 015-034-302-18 & 015-034-302-19
- 501 Helen St, Parcel ID 015-034-302-21
- 643 W 5th Street, Parcel ID 015-330-004-01
- 9112 E. Washington, Parcel ID 016-034-100-40

Take Care,



Ryan Wilson
Broker
Phone (334) 301-0416
Email rwilson@redrockrg.com
redrockrg.com

Diane Lyon

From: Diane Lyon
Sent: Monday, August 28, 2023 11:50 AM
To: 'Ryan Wilson'
Cc: Gabriel Dean; actont@clareco.net
Subject: RE: Certificates of Occupancy

Hello Ryan, parcels within the City of Clare begin with 051, not 015 or 016. 015 & 016 parcels are not in the City's jurisdiction.

3084 E. Maple Road, Parcel ID 015-034-302-18 & 015-034-302-19. **These parcels are not located within the City of Clare. On Google it appears that they are within Grant Township.**

501 Helen St, Parcel ID 015-034-302-21. **This parcel is not located within the City of Clare. Again, it appears to be in Grant Township.**

643 W 5th Street, Parcel ID 015-330-004-01. **This parcel is not located within the City of Clare. It appears to be in Grant Township.**

9112 E. Washington, Parcel ID 016-034-100-40. **This parcel is not even close to the City of Clare. It appears to be in Sheridan Township.**

Diane Lyon, City Clerk
Clare City Hall
202 W. Fifth St.
Clare, MI 48617

Phone: (989) 386-7541 x106
Fax: (989) 386-4508
Email: dlyon@cityofclare.gov
City Hall office hours Monday -Thursday 7:00am-5:30pm

From: Ryan Wilson <rwilson@redrockrg.com>
Sent: Thursday, August 24, 2023 5:57 PM
To: Diane Lyon <DLyon@cityofclare.gov>
Cc: Gabriel Dean <gabe@mystoragegl.com>
Subject: Certificates of Occupancy

Diane, Mr. Terry passed along your contact to reach out regarding obtaining certificates of occupancy for a few of our storage facilities in Clare. I know these aren't typically a recorded item but the underwriter is requesting them for a large refinance package. Do you by any chance have these on file in your department anywhere? I have the properties listed below, anything you can do to assist would be greatly appreciated!

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- 501 Helen St, Parcel ID 015-034-302-21
- 643 W 5th Street, Parcel ID 015-330-004-01

- 9112 E. Washington, Parcel ID 016-034-100-40

Take Care,



Ryan Wilson
Broker
Phone (334) 301-0416
Email rwilson@redrockrg.com
redrockrg.com

Diane Lyon

Subject: FW: Public Records Request

From: Elizabeth Wallace <e.wallace@sesadvantage.com>

Sent: Wednesday, August 16, 2023 9:30 AM

To: Jim Chapman <JChapman@cityofclare.gov>

Subject: Public Records Request

Mr. Chapman,

I am completing a Phase I Environmental Site Assessment for the following property:

Clare Auto Auction
8920 North Mission Road
Clare, MI 48617

I would like to request the following records, if available.

Fire Department

Records of storage tanks, spills, hazmat responses

Records of major fire incidents

Thank you for your time,

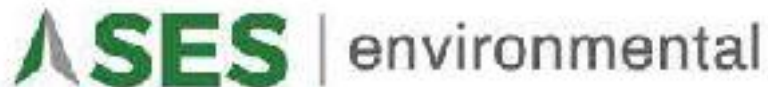
Elizabeth Wallace

Project Manager

3807 Transportation Drive, Fort Wayne, IN 46818

+1 260.497.7645 (office) | +1 260.494.2141 (mobile)

e.wallace@sesadvantage.com | www.SESadvantage.com





Where the north begins at the crossroads of Rt 10 and 127.

202 West Fifth Street, Clare, Michigan 48617
www.cityofclare.org
phone: (989) 386-7541 fax: (989) 386-4508

August 21, 2023

DENIAL OF REQUEST FOR PUBLIC RECORD

SES Environmental
3807 Transportation Drive
Fort Wayne IN 46818

Tel: (260) 498-7645
ewallace@sesadvantage.com

RE: **FOIA Request #2023-075 Clare Auto Auction-records of storage tanks, spills, hazmat responses, major fire incidents.**

X Your request as described is denied because it does not exist under information. A schedule of fees is attached for the search and review of records.

NOTICE: This correspondence constitutes a certification that the public records, as indicated, do not exist. You have the right to appeal this denial to the City Manager in writing that specifically states the word "APPEAL" and indicates the reason or reasons for reversal of the denial, or seek judicial review in the Circuit Court within 180 days of a final determination to deny a request. If the Court determines a public record is not exempt from disclosure, it shall order its release or production. The burden of proof in Court is on the public body. If the Court determines that the public body has been arbitrary and capricious in not disclosing a public record, it may award, in addition to actual and compensatory damages, punitive damages not exceeding \$500.00

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- (2) Submit to the City Manager a written appeal that specifically states the word "**appeal**" and identifies the reason(s) for reversal of the denial. Your appeal should be sent to City of Clare – City Manager, 202 West Fifth Street, Clare, MI 48617-1490.

A copy of this request will be kept on file for no less than one (1) year.

FOIA Coordinator or Authorized Representative

August 21, 2023
Date Denial Approved

The City of Clare is an Equal Opportunity Provider and Employer





Free Drive-Through Mobile Food Distribution

Greater Lansing Food Bank- Clare County

Saturday - September 9th, 2023

Registration: Starts at 9:00 a.m.

Distribution: Starts at 10:00 a.m.



Clare County Fairgrounds

418 Fairlane St., Harrison, MI 48625



Please Note:

- **Line up will be behind the grandstands - please enter off of Fairlane Street.**
- Food will be placed in your trunk/hatchback, so please make room in advance.
- Please stay in your vehicle for registration and food distribution.
- Restrooms will NOT be available.
- If you are not feeling well, please have someone pick up food for you.
- Everyone who is in need of food are welcome to participate.

For more information contact:
Clare County Food Facebook page
or

Greater Lansing Food Bank at: www.greaterlansingfoodbank.org,
GLFoodBank1 (on Facebook) or call 517/908-3680

Diane Lyon

From: Michigan Department of Licensing and Regulatory Affairs
<LARA@govsubscriptions.michigan.gov>
Sent: Thursday, August 31, 2023 9:16 AM
To: Diane Lyon
Subject: Public Notice Announcement and Request for Comment



Public Notice Announcement and Request for Comment

To: CRA Stakeholders

The Cannabis Regulatory Agency (CRA) will hold a public meeting on Thursday September 14, 2023, at 9:30 A.M. For meeting information please see the Public Notice Announcement at the following link: [September 14, 2023 - Public Notice Announcement](#).

The purpose of this public meeting is to hear complaints and receive the views of the public on CRA's administration of the authorities, powers, duties, functions and responsibilities under Michigan's marijuana laws.

While the public hearing will be held in person, members of the public will also have the opportunity to attend, participate, and give public testimony via Zoom. The CRA encourages members of the public to participate and provide recommendations to the CRA.

Update your subscriptions, modify your password or email address, or stop subscriptions at any time on your [Subscriber Preferences Page](#). You will need to use your email address to log in. If you have questions or problems with the subscription service, please contact subscriberhelp.govdelivery.com.

This service is provided to you at no charge by [Michigan Department of Licensing and Regulatory Affairs](#).

This email was sent to dlyon@cityofclare.org using GovDelivery Communications Cloud on behalf of: Michigan Department of Licensing and Regulatory Affairs · P.O. Box 30004 · Lansing, MI 48909



CITY HALL

Ph 989.386.7541

Fx 989.386.4508

www.cityofclare.org

Manager x102

Assessor x103

Clerk x106

Treasurer x107

**DEPARTMENT OF
PUBLIC WORKS**

Ph 989.386.2182 or

989.386.7541 x202

Fx 989.386.4508

UTILITY BILLING

Ph 989.386.7541 x201

W/WWT PLANT

Ph 989.386.2321

Fx 989.386.2387

**POLICE DEPT.
NON-EMERGENCY**

Ph 989.386.2121

Fx 989.386.0440

**FIRE DEPT.
NON-EMERGENCY**

Ph 989.386.2151

Fx 989.386.3020

**PARKS &
RECREATION**

Ph 989.386.7541 x213

Fx 989.386.4508

AIRPORT

Ph 989.386.0445

Fx 989.386.4508

August 16, 2023

Office of the Great Seal
430 W/ Allegan St.
Lansing, Mi 48918

RE: City of Clare properties 18-002-20-015-00 & 18-002-30-016-00,
Vernon Township, Isabella County

Dear Office of the Great Seal:

On August 7, 2023, the City of Clare Adopted Resolution 2023-062 annexing city-owned properties located in Vernon Township, Isabella County, Michigan under the provisions of MCL 117.9(8), PA 1909, No. 279. The two aforementioned properties adjoin another city-owned parcel that was annexed to the city many years ago. I have enclosed a copy of the City Commission agenda item documents which include the agenda report, City Attorney memo, a warranty deed on the parcels being annexed, a copy of the GIS view of the parcels, and a copy of executed Resolution 2023-062.

Please call me if you have questions or need additional information regarding this matter.

Sincerely,

Diane Lyon
City Clerk

Enclosures

AGENDA REPORT

TO: Mayor Pat Humphrey & the Clare City Commission
FROM: Jeremy Howard, City Manager
DATE: August 3, 2023
RE: Annexation of City-Owned Property – Vernon Township

For the Agenda of August 7, 2023

Background. During some recent updates being completed by the State Boundary Commission, the City discovered that two parcels of land (18-002-20-015-00 & 18-002-30-016-00) that have long been owned by the City in what is now referred to as Industrial Park #3, were never officially annexed into the City. Further research was completed by the City Clerk and City Attorney to verify this issue (*see att'd memo from City Attorney and Deed of Purchase*). Public Act 279 of 1909 (MCL 117.9(8)) allows that the City may annex owned, vacant property that is adjacent to the City's current boundaries by simple resolution. The City Commission is asked to approve the annexation of this property at this time.

Issues & Questions Specified. Should the City Commission approve the annexation of this owned property and concurrently amend the boundaries of the City of Clare?

Alternatives.

1. Approve the resolution.
2. Deny the resolution.
3. Set the matter aside for consideration and deliberation at a future meeting.

Financial Impact. There is no immediate fiscal impact to the City, as the property is owned by the City (thus it is not taxable). These two parcels are part of the larger property for IP3 that is being marketed for future development.

Recommendations. I recommend that the City Commission approve the annexation of this vacant property by adoption of Resolution 2023-062.

Attachments.

1. Memo from City Attorney.
2. Deed of Purchased Parcels.
3. Resolution 2023-062.

Memo

To: Clerk D. Lyon, City of Clare

From: Jaynie Hoerauf

August 2, 2023

Re: Vernon Township/Clare parcels

Question: Our maps reflect that Parcel 18-002-20-015-00 and 18-002-20-016-00 are inside the city boundaries, but the Boundary Commission does not. Are they annexed?

Short Answer: Not annexed, yet.

When I pull the tax record up on Isabella County GIS, the tax map/descriptions are completely unhelpful. SW ¼ lying west of US-27. The freeway? Or business route?

Backtracking, I find that the City acquired these two parcels from Alma Tice in 2003. See deed. That gives us defensible legal description.

I find nothing reflecting that the two parcels were ever annexed, though. Most of Vernon Township properties came into the City via a “mass annexation” in 1990. These Section 2 parcels are not in that list.

When I check the print-out that Assessor gave me a few years ago, I see them on the City’s tax roll, and that the parcel numbers shifted:

15-002-30-002-00 became 18-002-30-016-00

15-002-40-02-00 became 180002-20-015-00

The only notation about this is “Parcel added by Assessor for 2009, Jurisdiction being researched.” So, they jumped onto the City tax roll, probably all by themselves.

I suspect that they were never annexed. Because they are both city owed and vacant, we can use the Resolution method that we have used before. I enclose, also the necessary resolution. The Attachment would be the Attachment for the deed from Alma Tice.

00610

20030000610
Filed for Record in
ISABELLA COUNTY, MI
SHARON A BROWN
01-10-2003 03:20:18 pm.
WARR DEED 11.00
Liber 1132 Page 702 - 703

MICHIGAN REAL ESTATE TRANSFER TAX
DEPT of TAXATION \$ 670.80
ISABELLA COUNTY, MI
20030000610 10 JAN 2003 \$ 85.88 C
00019302 \$ 385.00 S

20030000610
HUGHES & HOERAUF PC
601 BEECH
POBOX 67
CLARE, MI 48617

WARRANTY DEED

THE GRANTORS: ALMA M. TICE VAN AELST, Trustee of the Alma M. Tice VanAelst Revocable Living Trust u/a/d 7/20/99, of 2220 South Grass Lake, Lake MI 48632;

CONVEYS AND WARRANTS TO: CITY OF CLARE, a Michigan municipal corporation, of 202 West Fifth, Clare MI 48617;

the following described premises situated in the Township of Vernon, County of Isabella, and State of Michigan:

See attached Exhibit "A".

Excepting and reserving unto Grantor one-half of all oil, gas and mineral rights.

The Grantor grants to the Grantee the right to make all divisions of the above-described property under Section 108 of the Land Division Act, Act No. 591 of the Public Acts of 1996, as amended, the above information provided by Grantor. Any split or division of land must be approved by the township and county officials and failure to comply may result in criminal or civil sanctions pursuant to Public Act 591 of 1996.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act.

for the sum of Seventy-eight Thousand and no/100ths (\$78,000.00) Dollars;

Subject to easements and building and use restrictions of record and further subject to reservations of record.

Dated this 7th day of January, 2003.

Signed by:

Alma M. Tice Van Aelst
ALMA M. TICE VAN AELST, Trustee
of the Alma M. Tice Van Aelst Revocable
Living Trust u/a/d 7/20/99

STATE OF MICHIGAN)
)ss.
COUNTY OF CLARE)

The foregoing instrument was acknowledged before me this 7th day of January, 2003, by ALMA M. TICE VAN AELST, Trustee of the Alma M. Van Aelst Revocable Living Trust u/a/d 7/20/99.

Suzanne L. Sunday
Suzanne L. Sunday, Notary Public
Clare Co., MI My Commission Expires: 6/29/05

PREPARED BY:
RICHARD W. HUGHES
HUGHES & HOERAUF, P.C.
601 Beech, P.O. Box 67
Clare, MI 48617
Phone: (989) 386-3434

EXHIBIT "A"

18-002-
20-015-00

Part of the Southeast One-quarter of Section 2, T16N, R4W, Vernon Township, Isabella County, State of Michigan, described as: Beginning S 00°34'58" E, along the North-South One-quarter line, 2619.74 feet from the North One-quarter Corner of said Section 2; thence continuing S 00°34'58" E, along said North-South One-quarter line, 1617.82 feet to the Westerly right-of-way line of U.S. 127; thence along said Westerly right-of-way line of U.S. 127 on the following two courses: N 21°56'21" E, 704.26 feet; thence 1030.48 feet along a 11,356.13 foot radius curve to the left, having a long chord bearing of N 19°20'22" E, 1030.13 feet to the East-West One-quarter line; thence S 89°18'22" W, along said East-West One-quarter line, 620.77 feet back to the place of beginning. This property is subject to an easement for the installation and maintenance of public utilities. Containing 12.1 acres and being subject to restrictions, reservations, easements, rights-of-way, zoning, governmental regulations, and matters visible, if any, upon or affecting said lands.

18-002-30-
016-00

Part of the Southeast Quarter of the Southwest Quarter of Section 2, T16N, R4W, Vernon Township, Isabella County, State of Michigan, described as: Beginning S 00°34'58" E, along the North-South One-quarter line, 3939.72 feet from the North One-quarter Corner of said Section 2; thence continuing S 00°34'58" E, along said North-South One-quarter line, 297.84 feet to the Westerly right-of-way line of U.S. 127 access route; thence S 21°56'21" W, along said Westerly right-of-way line of U.S. 127 access route, 361.45 feet to the Easterly right-of-way line of U.S. 127 B.R.; thence 703.68 feet, along said Easterly right-of-way line of U.S. 127 B.R., on a 2649.48 foot Radius Curve to the left, having a Long Chord Bearing of N 26°39'03" W, 701.62 feet to the South One-eighth line; thence N 89°13'37" E, along said South One-eighth line, 446.77 feet back to the place of beginning. This property is subject to an easement for the installation and maintenance of public utilities. Containing 3.5 acres and being subject to restrictions, reservations, easements, rights-of-way, zoning, governmental regulations, and matters visible, if any, upon or affecting said lands.

STATE OF MICHIGAN
COUNTY OF ISABELLA
I HEREBY CERTIFY that there are no tax liens or
deeds held by the state or individuals on the lands
described in the within instrument, and that all
taxes are paid as shown by the records of this
office for the year.

Steven W. Pildow
Register of Isabella County



RESOLUTION 2023-062

A RESOLUTION OF THE CLARE CITY COMMISSION APPROVING THE ANNEXATION OF CITY OWNED PROPERTIES ADJACENT TO THE CITY'S IP3 PROPERTY AND IDENTIFIED AS PARCELS 18-002-20-015-00 & 18-002-30-016-00, TOWNSHIP OF VERNON, ISABELLA COUNTY, STATE OF MICHIGAN

At a meeting of the City of Clare City Commission held on August 7, 2023, a resolution was passed approving this resolution as set forth; and

WHEREAS, the following two parcels of land is owned by the City of Clare, described as upon Attachment A; and

WHEREAS, the street address of this property has no street address, and lies between the US-127 freeway, the US-127 northbound off-ramp, and south of Industrial Drive, Clare, Michigan, said property now located within the Township of Vernon, Isabella County, State of Michigan; and

WHEREAS, the property is vacant property with no one residing thereon; and

WHEREAS, the territory to be annexed is adjacent to the City; and

WHEREAS, the territory may be annexed to the City by resolution of the City Commission pursuant to pursuant to MCL 117.9(8), P.A. 1909, No. 279 as amended from time to time; and

WHEREAS, the City Charter reserves all such powers to the City; and

WHEREAS, annexation will allow the City to administer lands consistent with all aspects of local governance.

BE IT THEREFORE RESOLVED THAT pursuant to the powers vested in the City of Clare by the Home Rule Cities Act and its Charter, both as referenced above, the City of Clare hereby has annexed and does include within its boundaries the lands specifically described in paragraphs above.

The Clerk of the City of Clare is hereby directed to file this resolution with the Office of the Great Seal of the State of Michigan as required by Law.

ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INSOFAR AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.

The Resolution was introduced by Commissioner Murphy and supported by Commissioner Bussell. The Resolution declared adopted by the following roll call vote:

YEAS: Bob Bonham, Kim Bussell, Pat Humphrey, Maegan Jenkins, and Carolyn (Gus) Murphy.

NAYS: None.

ABSENT: None.

Resolution approved for adoption on this 7th day of August, 2023.



Diane Lyon, City Clerk

SEAL



Michigan Municipal League Insurance Boards Announce 2023 Member Dividends

In 2023, the Michigan Municipal League Workers' Compensation Fund and Liability & Property Pool will issue dividends totaling \$15.7 million to their respective member communities ... almost a thousand Michigan cities, villages, counties, townships, and other public entities.

The Workers' Compensation Fund Board of Trustees has voted to return \$13.5 million in dividends to its member-owners. This follows \$58.3 million in dividends issued over the previous five years, corresponding to about 35% of members' premiums during the same period.

The Liability & Property Pool Board of Directors has authorized dividends that will return \$2.2 million to member-owners who renew coverage in 2023. Over the previous five years, the Pool has issued \$9.8 million in dividends, representing about 9% of members' premiums during the same period.

"On an ongoing basis, our Fund and Pool members demonstrate leadership and a focus on preventive measures that improve safety and reduce risks and claims," said Michael Forster, the League's Director of Risk Management Services. "These efforts enable the insurance programs to return the resulting savings back to their communities in the form of dividends."

The Michigan Municipal League is dedicated to inspiring positive change for Michigan's greatest centers of potential: its communities. For more than 100 years, the League has sought to represent, inspire, and educate its members through legislative and legal advocacy, redevelopment and civic innovations assistance, grants, insurance and risk management, trainings, conferences, a treasure trove of information and resources, and a dedicated member services team.

Contact: Michael Forster, Director, Risk Management Services; 734-669-6340 or mforster@mml.org.



Diane Lyon

From: Michigan Public Service Commission <MPSC@govsubscriptions.michigan.gov>
Sent: Wednesday, August 30, 2023 1:51 PM
To: Diane Lyon
Subject: MPSC approves rate increases for natural gas customers of Consumers Energy Co., Michigan Gas Utilities Corp.



Gretchen Whitmer, Governor
Dan Scripps, Chair
Katherine Peretick, Commissioner
Alessandra Carreon, Commissioner

NEWS RELEASE

www.michigan.gov/mpsc

FOR IMMEDIATE RELEASE Aug. 30, 2023

News media contact: [Matt Helms](#) 517-284-8300

Customer Assistance: 800-292-9555

MPSC approves rate increases for natural gas customers of Consumers Energy Co., Michigan Gas Utilities Corp.

The Michigan Public Service Commission today approved settlement agreements permitting rate increases for natural gas customers of Consumers Energy Co. and Michigan Gas Utilities Corp. (MGU).

Consumers Energy

The Commission approved a settlement agreement permitting Consumers Energy to raise rates by \$95 million, a more than 55% reduction from the initial \$212 million increase the Jackson-based utility had sought ([Case No. U-21308](#)), to address capital infrastructure improvements, investment in technology and operational efficiency, and increased financing costs. The agreement approves an authorized return on common equity of 9.9% and a common equity ratio of 50.75%.

The rate increase will take effect Oct. 1, 2023. A typical residential customer using 100 ccf of natural gas monthly will see an increase of \$4.20 on their bill, a 4.2% increase.

The settlement agreement was signed by Consumers Energy, the office of Attorney General Dana Nessel, MPSC Staff, and several intervenors in the case: Retail Energy Supply Association (RESA), Michigan State University, Residential Customer Group, and Citizens Utility Board of Michigan (CUB). Additional intervenors — Association of Businesses Advocating Tariff Equity

(ABATE), Energy Michigan Inc. and Lansing Board of Water and Light — signed a statement of non-objection.

Other terms of the agreement:

- The company is authorized to spend \$214 million on its Enhanced Infrastructure Replacement Program on a minimum of 110.8 miles of installed main replacement through Sept. 30, 2024. The company agrees to work with MPSC Staff and other interested parties to provide information on the program's costs in support of potentially reducing future unit costs.
- Consumers is authorized to implement a pension and other post-employment benefits (OPEB) volatility mechanism that will defer for future recovery or refund of pension expense above or below \$29,547,000 and OPEB expense above or below \$31,142,000 beginning Oct. 1, 2023.
- Monthly customer charges will be maintained for residential, A-1, and GS-1 service classes.
- The company will provide a cost-of-service study that shows allocation of Other Distribution Plant by Federal Energy Regulatory Commission account and calculates impact of using average and excess allocation and allocating between high pressure and non-high pressure.
- The company will conduct a workgroup to discuss their Group Transportation Service Pilot program, including good faith attempts to address reasonable concerns from gas suppliers.

Consumers' most recent gas rate increase of \$170 million was approved in July 2022.

Michigan Gas Utilities

The Commission also approved a settlement agreement permitting MGU to raise its natural gas base rate \$9.9 million ([Case No. U-21366](#)). That amount is more than 48% lower than the \$19.1 million increase sought by the utility to fund safety and reliability upgrades and cover increasing costs for materials and labor and the impact of higher interest rates and inflation.

The rate increase will be effective Jan. 1, 2024. A typical residential customer using 100 ccf of natural gas monthly will see an increase of \$5.10 on their bill, a 6.6% increase.

The settlement agreement was reached by MGU, Michigan Attorney General Dana Nessel's office, MPSC Staff, and intervenors in the case: RESA, ABATE and CUB.

The settlement agreement approves an authorized rate of return on common equity of 9.8% and a common equity ratio of 51%. Under the agreement, the company also is approved to:

- Treat its digitization project as a \$1.75 million regulatory asset to be amortized over 15 years beginning Jan. 1, 2024.
- Maintain its current demand response pilot program.
- Maintain, with some revisions, the utility's residential income allowance, low-income allowance and senior bill assistance programs.
- Continue its main replacement program through 2027, with surcharges paused Jan. 1-Dec. 31, 2024.
- Maintain a waiver of meter testing requirements until Dec. 31, 2028.

MGU, which serves about 183,000 customers across the western and southern Lower Peninsula, was last approved for a rate increase of \$9.25 million in September 2021.

To look up cases from today's meeting, access the [MPSC's E-Dockets filing system](#). Watch recordings of the MPSC's meetings on the [MPSC's YouTube channel](#).

For information about the MPSC, visit www.michigan.gov/mpsc, sign up for its [monthly newsletter](#) or other [listservs](#). Follow the Commission on [Facebook](#), [Twitter](#) or [LinkedIn](#).

DISCLAIMER: This document was prepared to aid the public's understanding of certain matters before the Commission and is not intended to modify, supplement, or be a substitute for the Commission's orders. The Commission's orders are the official action of the Commission.

#

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Diane Lyon

From: Michigan Public Service Commission <MPSC@govsubscriptions.michigan.gov>
Sent: Wednesday, August 30, 2023 1:51 PM
To: Diane Lyon
Subject: MPSC seeks comment on proposal to connect utility earnings with reducing duration and frequency of electric outages, takes next steps in comprehensive utility audit



Gretchen Whitmer, Governor
Dan Scripps, Chair
Katherine Peretick, Commissioner
Alessandra Carreon, Commissioner

NEWS RELEASE

www.michigan.gov/mpsc

FOR IMMEDIATE RELEASE Aug. 30, 2023

News media contact: [Matt Helms](#) 517-284-8300

Customer Assistance: 800-292-9555

MPSC seeks comment on proposal to connect utility earnings with reducing duration and frequency of electric outages, takes next steps in comprehensive utility audit

The Michigan Public Service Commission today announced next steps in its ongoing efforts to address challenges to electric reliability, seeking comment on a straw proposal for utilities whose customers experience repeated, lengthy power outages and announcing the start of an audit that will examine all facets of the electric distribution systems of Consumers Energy and DTE Electric Co.

The Commission, concerned in particular about the length of time it takes the state's two largest utilities to restore power after an outage and the significant numbers of utility customers experiencing repeat outages each year, is seeking comment from stakeholders in its ongoing work to improve reliability metrics through the MPSC's Financial Incentives and Disincentives workgroup as part of the MI Power Grid Initiative ([Case No. U-21400](#)).

Among the straw proposal's potential incentive and disincentive mechanisms:

- Establishing penalties for utilities whose customers experience four or more sustained power interruptions per year. Current service quality standards require that, through December 2029, not more than 6% of a utility's customers may experience more than 4 sustained outages, and no more than 5% of customers after Jan. 1, 2030. In 2022, DTE Electric had 163,417 such customers, and Consumers Energy 173,273, according to annual utility reports.

- Utilities would be penalized further for having customers experience 7 or more sustained power interruptions. Annual reports filed by the utilities indicate DTE Electric had 16,262 such customers, and Consumers Energy 19,821 in 2022.
- Utilities would be penalized if a circuit ranked in the top 10 worst-performing circuits for 3 or more years within the past 5 years.
- Considering financial mechanisms connected to the time it takes utilities to restore power, including a particular focus on restoration timelines during major storms.

These are among a number of metrics the Commission proposes to inform the work of the Financial Incentives and Disincentives workgroup, [launched in April](#). The workgroup is tasked with improving the reliability of Michigan's electric grid using industry-standard measures of the frequency and duration of power interruptions.

"We share the public's frustration with the number and duration of power outages, and particularly those who experience outages over and over again," said MPSC Chair Dan Scripps. "By focusing on the places where improvement is needed most, we're working to better connect the financial performance of the utilities with the experience of their customers. Today's actions of offering a straw proposal that ties financial metrics to the duration of outages and the number of customers experiencing multiple outages each year is a significant step towards that goal."

Today's order seeks comments from stakeholders on the preliminary straw proposal by 5 p.m. Sept. 22, with reply comments due by 5 p.m. Oct. 20. Comments should reference Case No. U-21400. Comments may be mailed to Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, MI 48909, or emailed to mpscedockets@michigan.gov. Comments also may be filed through the Commission's E-Dockets system at Case No. U-21400; instructions are available on the E-Dockets website.

In addition, the Commission announced today that the State of Michigan on July 11 awarded a \$1,756,160 contract for the comprehensive audit of Consumers Energy and DTE Electric to Liberty Consulting Group, which was selected after a public request for proposals process. Based in Lebanon, Pa., Liberty Consulting provides management, planning, operational, financial, restructuring, regulatory and policy consulting services in the energy and telecommunications industries.

Under terms of the contract, which was effective Aug. 1, Liberty Consulting must file a summary report on the audit's progress by Dec. 31, 2023, with a final report expected in late summer 2024. The audit's cost will be paid by the utilities, pursuant to state law.

The Commission in October 2022 announced it would move to hire a consultant to conduct an independent third-party audit and review of Consumers and DTE Electric's electric distribution systems, including all equipment and operations ([Case No. U-21305](#)). The focus of the audit is on reducing the number and duration of outages and identifying improvements needed to increase safety, particularly concerning the risk of public contact with downed power lines.

The need for the comprehensive review of the distribution systems of Michigan's two largest utilities was underscored by the recent storms that spawned seven confirmed tornadoes across southern Michigan. The severe weather caused power outages for more than 500,000 customers.

“Through the audit, the MPSC looks forward to a gaining a deeper understanding of the challenges that DTE Electric and Consumers face as we continue to experience increasingly frequent and severe storms so we can develop effective solutions” Commissioner Katherine Peretick said.

“The results of this audit will help inform what actions need to be taken to significantly improve reliability, make Michigan’s electric grid more resilient to extreme weather, and reduce the risks of the public coming in contact with downed power lines,” Commissioner Alessandra Carreon said.

Meanwhile, the Commission today approved a protective order sought jointly by Consumers Energy and DTE Energy. The companies sought the order to protect any records or information exempt from public disclosure under federal or state statute. The companies specifically sought protection for documents or information that’s commercially sensitive, involves security-sensitive information about critical energy infrastructure, or contains personally identifiable information (PII) about company employees. Because the order protects only highly sensitive data from public release, it does not hinder the thoroughness of the audit process or preclude the MPSC from sharing key findings of the audit publicly.

Members of the public may learn more about the work of the MI Power Grid Financial Incentives/Disincentives workgroup and sign up for email updates at the [workgroup’s webpage](#).

Commission approves Indiana Michigan Power Co. contracts

The Commission today approved several Indiana Michigan Power Co. (I&M) power contracts that aim to help the utility meet goals laid out in its first integrated resource plan (IRP) [approved by the MPSC](#).

Today’s order ([Case No. U-21189](#)) approves:

- A power purchase agreement (PPA) with Elkhart County Solar Project LLC for a 100-megawatt (MW) solar facility in Indiana, with a projected operational date of Dec. 31, 2025.
- A PPA with Sculpin Solar LLC for the 180-MW Sculpin Solar Project in Dekalb County, Ind., expected to be operational by Dec. 31, 2025.
- A 7-year capacity-only purchase agreement with Rockland Capital for 210 MW of capacity accredited by regional transmission operator PJM from the Montpelier Generating Station, a natural gas facility in Wells County, Ind. The contract would cover the 2027-2028 through 2033-2034 capacity years.
- A purchase and sale agreement with Mayapple Solar Holdings LLC for the 224-MW Mayapple Solar Project in Pulaski County, Ind., expected to be in operation by May 2026. The Commission declined to preapprove contingency or contingency-like expenses associated with the project, noting its long-standing policy of disallowing contingency costs, but did not preclude I&M from seeking approval of expenses once costs have been incurred and the utility provides evidence of the costs’ reasonableness and prudence.

The Commission, meanwhile, granted I&M’s application for leave to appeal an administrative law judge’s ruling in the case unsealing some testimony that the company contended should be protected from public disclosure, but denied the company’s requested relief.

As part of its IRP, approved in a settlement agreement in February, I&M agreed to procure new resources using the MPSC’s request for proposal (RFP) process for 2,160 MW of new carbon-free

resources or the expansion of existing resources. The IRP also acknowledged a 750 MW capacity need.

Utility IRPs are long-range plans for meeting customer electric needs in reliable and cost-effective ways over a 20-year period, with specific requirements for reporting 5-, 10- and 15-year projections.

For more information, read the MPSC's [issue brief on I&M's IRP](#) or our [issue brief on IRPs](#).

COMMISSION SEEKS COMMENT ON INCREASE OF POWER OUTAGE CREDITS TO \$38 PER DAY TO ACCOUNT FOR INFLATION

The MPSC is seeking comment on a proposal to increase bill credits for power outages from \$35 to \$38, adjusted upward, with rounding, to reflect inflation with a Consumer Price Index (CPI) increase of 7.7% ([Case No. U-20629](#)). The Commission in March [increased power outage credits](#), made them automatic, and indexed them to the rate of inflation, to be adjusted by Oct. 1 each year, and today's order is the first annual CPI adjustment since the new credits were set. Anyone may submit public comment on the proposed revised bill credit. Comments should reference Case No. U-20629 and must be received by 5 p.m. Sept. 13, 2023. Comments may be mailed to Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, MI 48909, or emailed to mpscdockets@michigan.gov.

COMMISSION GRANTS, DENIES SERVICE QUALITY RULES WAIVER REQUESTS FROM MULTIPLE UTILITIES

The MPSC took action on waiver requests from several utilities working to meet new reporting requirements established when the Commission [adopted updated Service Quality and Reliability Standards](#) for Electric Distribution Systems in March. The Commission approved a temporary waiver of momentary interruptions reporting requirements for Northern States Power Co.-Wisconsin and deferred to MPSC Staff the utility's request to report momentary average interruption frequency index in its Case No. U-21122 reporting template ([Case No. U-21415](#)). The Commission granted a temporary waiver of the momentary interruptions reporting requirement for Alpena Power Co. and allowed the utility to apply for an additional waiver, if needed, before the current waiver expires ([Case No. U-21419](#)). The Commission granted temporary waivers from several requirements for Upper Peninsula Power Co. and a permanent waiver of momentary outage reporting requirements for customers that do not have automated metering infrastructure or where customers have opted out, but denied UPPCO's request for a waiver for the customer outage credits required under SQR Rule 46(2) ([Case No. U-21420](#)). The Commission granted temporary waivers of the momentary interruptions reporting requirement and response time compliance reporting requirement for Upper Michigan Energy Resources Corp. ([Case No. U-21451](#)). These temporary waivers are intended to provide some of Michigan's smaller utilities with time requested to obtain the additional support needed to comply with technical requirements for reporting under the Commission's newly enacted service quality rules.

MPSC GRANTS CONDITIONAL APPROVAL FOR ACCOUNTING MEASURE FOR CONSUMERS ENERGY VEGETATION MANAGEMENT LIDAR PROJECT

The MPSC today granted ex parte approval to Consumers Energy Co.'s request for the authority to create a regulatory asset or liability so the company can defer funding for a mapping project related to its vegetation management activities ([Case No. U-21460](#)). Consumers is seeking funding through the federal Infrastructure Investment and Jobs Act of 2021 for a Public-Private Partnership

to Drive Grid and Climate Resiliency Through Combined Remote Sensing Technologies, using LiDAR (light detection and ranging) to improve vegetation management. Consumers' required match would be \$24.5 million for the overall \$82.8 million project. Today's order allows the company to create a regulatory asset or liability until funding is secured and granted, with the caveat that the reasonableness and prudence of any expended funds will be reviewed in a future rate case. The Commission also conditioned approval on Consumers addressing concerns about quantifiable benefits for customers through operational efficiencies, the quantified value of these efficiencies, and safety and privacy of data gathered through this effort.

To look up cases from today's meeting, access the [MPSC's E-Dockets filing system](#). Watch recordings of the MPSC's meetings on the [MPSC's YouTube channel](#).

For information about the MPSC, visit www.michigan.gov/mpsc, sign up for its [monthly newsletter](#) or other [listservs](#). Follow the Commission on [Facebook](#), [Twitter](#) or [LinkedIn](#).

DISCLAIMER: This document was prepared to aid the public's understanding of certain matters before the Commission and is not intended to modify, supplement, or be a substitute for the Commission's orders. The Commission's orders are the official action of the Commission.

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ONE ENERGY PLAZA
JACKSON MI 49202

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STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION
NOTICE OF HEARING
FOR THE ELECTRIC AND GAS CUSTOMERS OF CONSUMERS ENERGY COMPANY
CASE NO. U-21321

- Consumers Energy Company requests Michigan Public Service Commission's approval of its Energy Waste Reduction Plan for the period 2024 through 2025.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, MI 49201, 517-788-0550 for a free copy of its application. Any person may review the documents at the offices of Consumers Energy Company or on the Commission's website at: michigan.gov/mpscedockets.
- A pre-hearing will be held:

DATE/TIME: Tuesday, September 12, 2023 at 9:00 AM
BEFORE: Administrative Law Judge Katherine Talbot
LOCATION: Video/Teleconferencing
PARTICIPATION: Any interested person may participate. Persons needing any assistance to participate should contact the Commission's Executive Secretary at (517) 284-8090, or by email at mpscedockets@michigan.gov in advance of the hearing.

*****AUTO**ALL FOR AADC 480
 Clerk, City of CLARE
 202 W 5th St
 Clare MI 48617-1457


Michigan Public Service Commission (Commission) will hold a pre-hearing to consider Consumers Energy Company's (Consumers Energy) August 1, 2023 petition requesting the Commission to: 1) determine that Consumers Energy's Renewable Energy Cost Reconciliation is reasonable and meets all relevant requirements under Act 295, as amended; 2) reconcile the pertinent revenues and the allowance for the non-volumetric revenue recovery mechanism for the amounts actually expensed and projected according to Consumers Energy's plan for compliance, including: (a) making a determination of Consumers Energy's compliance with the Renewable Energy standards, and (b) adopting the proposed change in Transfer Price methodology for Company-owned facilities; 3) approve Consumers Energy to establish a Transfer Price of approximately \$83.00 per MWh for renewable energy and advanced cleaner energy capacity and for renewable energy and advanced cleaner energy to be recovered through the net supply cost recovery clause under MCL 460.6j; 4) approve Consumers Energy to utilize surplus Energy Waste Reduction Credits from 2022 to offset renewable energy requirements; and 5) grant Consumers Energy other and relief as the Commission deems necessary.

information you wish to remain private. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Requests for adjournment must be made pursuant to Michigan Office of Administrative Hearings and Rules R 792.10422 and R 792.10432. Requests for further information on adjournment should be directed to (517) 284-8130.

For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; 1982 PA 304, as amended, MCL 460.6j et seq.; 2008 PA 295, MCL 460.1001 et seq.; and Parts 1 & 4 of the Michigan Office of Administrative Hearings and Rules, Michigan Admin Code, R 792.10106 and R 792.10401 through R 792.10448.

THE MICHIGAN PUBLIC SERVICE COMMISSION MAY APPROVE, REJECT, OR AMEND PROPOSALS MADE BY CONSUMERS ENERGY.

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Documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscedockets. Requirements and instructions for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 284-8090 or by email mpscedockets@michigan.gov.

Person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by September 5, 2023. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy Company's Legal Department - Regulatory Group, One Energy Plaza, Jackson, MI 49201.

The prehearing is scheduled to be held remotely by video conference or teleconference. Persons filing a petition to intervene will be advised of the process to participate in the hearing.

Person wishing to participate without intervention under Mich Admin Code, R 20413 (Rule 413), or file a public comment, may do so by filing a written statement in this docket. The written statement may be mailed or emailed and should reference Case No. U-21352. Statements may be emailed to: mpscedockets@michigan.gov. Statements may be mailed to: Executive Secretary, Michigan Public Service Commission, 7109 West Saginaw Hwy., Jackson, MI 48917. All information submitted to the Commission in this matter shall be public information, thus available on the Michigan Public Service Commission's website, and subject to disclosure. Please do not include

ONE ENERGY PLAZA
JACKSON MI 49202

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STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION
NOTICE OF HEARING
FOR THE ELECTRIC CUSTOMERS OF CONSUMERS ENERGY COMPANY
CASE NO. U-21352

- Consumers Energy Company requests Michigan Public Service Commission's approval to commence a renewable energy cost reconciliation proceeding for the 12-month period ended December 31, 2022.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, MI 49201, 517-788-0550 for a free copy of its application. Any person may review the documents at the offices of Consumers Energy Company or on the Commission's website at: michigan.gov/mpscedockets.
- A pre-hearing will be held:

DATE/TIME: Tuesday, September 12, 2023 at 10:00 AM

BEFORE: Administrative Law Judge Katherine Talbot

LOCATION: Video/Teleconferencing

PARTICIPATION: Any interested person may participate. Persons needing any assistance to participate should contact the Commission's Executive Secretary at (517) 284-8090, or by email at mpscedockets@michigan.gov in advance of the

*****AUTO**ALL FOR AADC 480

Clerk, City of CLARE
202 W 5th St
Clare MI 48617-1457



Michigan Public Service Commission (Commission) will hold a pre-hearing to determine whether Consumers Energy Company's (Consumers Energy) August 1, 2023 application requesting the Commission to: 1) determine that Consumers Energy's proposed 2024-2025 Energy Waste Reduction (EWR) plan is reasonable and that it meets all applicable requirements of Act 295, as amended; 2) approve Consumers Energy's requested 2024-2025 EWR plan natural gas and electric charges; 3) approve the requested accounting authority as proposed by Consumers Energy; 4) approve Consumers Energy the authority to roll forward unexpended funds into future approved EWR plans and to increase annual payments above amounts approved in the final case order by up to 6% of electric investment, if needed and cost effective; 5) approve the issuance of rate tariff sheets as proposed by Consumers Energy; 6) approve Consumers Energy the relief requested as proposed on an expeditious basis to limit risk and reduce customer impact; and 7) grant Consumers Energy other and further relief if the Commission deems necessary.

Documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscedockets. Instructions and information for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 284-8090 or by email at mpscedockets@michigan.gov.

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by September 5, 2023. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy Company's Legal Department – Regulatory Group, One Energy Plaza, Jackson, MI 49201.

The prehearing is scheduled to be held remotely by video conference or teleconference. Persons filing a petition to intervene will be advised of the process to participate in the hearing.

Any person wishing to participate without intervention under Mich Admin Code, R 204.13 (Rule 413), or file a public comment, may do so by filing a written comment in this docket. The written statement may be mailed or emailed and should reference Case No. U-21352. Statements may be emailed to: mpscedockets@michigan.gov. Statements may be mailed to: Executive Secretary, Michigan Public Service Commission, 7109 West Saginaw Hwy., Jackson, MI 48917. All information submitted to the Commission in this matter shall be public information, thus available on the Michigan Public Service Commission's website, and subject to disclosure. Please do not include information you wish to remain private. For more information on how to participate

in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Requests for adjournment must be made pursuant to Michigan Office of Administrative Hearings and Rules R 792.10422 and R 792.10432. Requests for further information on adjournment should be directed to (517) 284-8130.

For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and Parts 1 & 4 of the Michigan Office of Administrative Hearings and Rules, Mich. Admin Code, R 792.10106 and R 792.10401 through R 792.10448.

THE MICHIGAN PUBLIC SERVICE COMMISSION MAY APPROVE, REJECT, OR AMEND PROPOSALS MADE BY CONSUMERS ENERGY.

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