



# City of Fenton

301 South Leroy Street · Fenton Michigan 48430-2196 • (810) 629-2261 • FAX (810) 629-2004

## **CITY OF FENTON COUNCIL AGENDA**

**Monday, June 13, 2011**

**City Hall Council Chambers**

**301 South LeRoy Street**

**7:30 PM**

Call to Order.

Invocation.

Pledge of Allegiance.

Roll Call.

### **COMMENTS & REPORTS**

- City Manager's Report
- Council Member Comments
- Legal Counsel's Report
- Mayor's Comments

**CITIZEN'S COMMENTS:** IF YOU WISH TO ADDRESS ANY AGENDA ITEMS, PLEASE IDENTIFY YOURSELF AND YOU WILL BE CALLED ON WHEN THAT ITEM IS REACHED. COMMENTS ON ITEMS NOT ON THE AGENDA MAY BE MADE AT THE CALL TO THE AUDIENCE.

#### **A. CONSENT AGENDA:**

- Council Authorize payment of invoices in the amount of \$164,947.35.
- Approve and place on file the minutes of the April 28, 2011 Planning Commission meeting and a public hearing notice for the electric and natural gas customers of Consumers Energy for June 14, 2011.
- Approve the request of the Flint Area Visitors & Convention Bureau and Cyclefit Sports Club to conduct the Maillot Jaune Road Race on Saturday, July 23, 2011.
- Approve the request of Keith Wardlow to complete the installation of a bench at Bush Park for the new kayak launches, as an Eagle Scout project.

#### **B. RESOLUTIONS**

**Resolution No. 11-10** – Administration recommends that the Fenton City Council approve Resolution No. 11-10, which authorizes the transfer of a 2011 Class C and SDM Liquor License to Listephi, Inc.

**Resolution No. 11-11** – Administration recommends that the Fenton City Council Resolution No. 11-11, which issues a Micro Brewer, Small Wine Maker, and Small Distiller License to Michigan Brewing Company.

**Resolution No. 11-12** – Administration recommends that the Fenton City Council approve Resolution No. 11-12, which amends the previous Resolution No. 11-03, authorizes the City to negotiate the sale of the 2011 General Obligation Limited Tax Development Refunding Bonds and authorizes the Mayor, City Manager, City Treasurer, and City Clerk to execute the necessary documents.

### **C. PURCHASES AND AGREEMENTS**

**Fire Department Vehicle Replacement** - Administration recommends that the Fenton City Council approve the purchase of a 2011 Chevrolet Tahoe from Shaheen Chevrolet at a cost not to exceed \$28,666.05.

**Grant Equipment Purchase** – Administration recommends that the Fenton City Council approve the expenditure of \$1,695 in matching grant funds for the purchase of various types of equipment for the Fire Department.

**Mill Pond Aquatic Control** – Administration recommends that the Fenton City Council approve the agreement with Aquatic Nuisance Plant Control to treat the mill pond at a cost not to exceed \$8,050, with the option to contract and additional late season algae treatment for a cost of \$1,675 if necessary.

**Community Center Architectural Services** – Administration recommends that the Fenton City Council accept the recommendation of the Fenton Community Center Restoration Committee to contract with Lindhout and Associates to develop architectural renderings for the addition of a service core and additional expansion, requested by the Fenton Community Center Board of Governors, for a cost not to exceed \$43,360.

**Community development Block Grant Cooperative Agreement** – Administration recommends that the Fenton City Council renew the request to participate in the Genesee County Community Development Block Grant Program from fiscal year 2012 through fiscal year 2014 and authorize the City Clerk to execute the necessary documentation.

### **D. SHIAWASSEE RIVER CLEAN UP**

Administration recommends that the Fenton City Council approve the Shiawassee River Clean Up and the requests for provisions from the Committee.

### **CALL TO THE AUDIENCE**

#### **CLOSED SESSION**

Request of the City Manager to enter into Closed Session for the purpose of discussing a purchase of property, ongoing labor negotiations, and a communication from the attorney.

#### **ADJOURNMENT**

**IF ACCOMMODATIONS ARE NEEDED DUE TO A DISABILITY, PLEASE CONTACT THE CITY CLERK'S OFFICE.**

POST DATES 06/13/2011 - 06/13/2011  
 UNJOURNALIZED  
 OPEN

GENERAL/SEWER/WATER FUNDS

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Dept 101 CITY COUNCIL					
101-101-864.000	CONFERENCES & DUES	JOHN RAUCH	SMALL CITIES - MEALS FOR SPEAKERS	37.16	
101-101-864.000	CONFERENCES & DUES	MICHIGAN MUNICIPAL LEAGU	2011 MML CAPITAL CONFERENCE	100.00	
Total For Dept 101 CITY COUNCIL				137.16	
Dept 192 ELECTIONS					
101-192-956.100	MISCELLANEOUS	A RIFKIN CO.	ELECTION SUPPLIES	1,413.85	
Total For Dept 192 ELECTIONS				1,413.85	
Dept 209 ASSESSOR					
101-209-956.100	MISCELLANEOUS	GOIN' POSTAL	GENERAL OFFICE SUPPLIES	45.75	
Total For Dept 209 ASSESSOR				45.75	
Dept 210 ATTORNEY					
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	UNIT 2	577.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	TREASURER	280.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	TEAMSTERS BARGAINING	2,200.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	PUBLIC WORKS	52.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	POLICE	2,200.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	MAYOR	35.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	MANAGER	1,028.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	LDFA	157.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	LABOR	15.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	FIRE DEPARTMENT	272.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	DDA	52.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	CITY COUNCIL	1,417.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	BUILDING & PLANNING	1,627.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	BUILDING & PLANNING	439.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	CITY COUNCIL	682.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	CLERK	52.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	FIRE DEPARTMENT	264.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	MANAGER	350.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	ORDINANCES	198.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	POLICE	110.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	PUBLIC WORKS	192.50	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	TEAMSTERS BARGAINING	455.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	TREASURER	825.00	
101-210-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	UNIT 2	1,172.50	
101-210-826.000	LEGAL FEES	FOSTER, SWIFT, COLLINS &	ENVIRONMENTAL	547.30	
Total For Dept 210 ATTORNEY				15,203.80	
Dept 211 LEGAL					
101-211-810.000	PROFESSIONAL SERVICES	ENVIRONMENTAL CONSULTING	ORCHARD HILLS - REVIEWS	2,468.75	
101-211-826.000	LEGAL FEES	FOSTER, SWIFT, COLLINS &	ENVIRONMENTAL	1,227.00	
Total For Dept 211 LEGAL				3,695.75	
Dept 215 CLERK					
101-215-900.000	PRINTING AND PUBLISHING	TRI-COUNTY TIMES	ADVERTISING	180.71	
Total For Dept 215 CLERK				180.71	
Dept 234 GENERAL SERVICES					

POST DATES 06/13/2011 - 06/13/2011  
 UNJOURNALIZED  
 OPEN

GENERAL/SEWER/WATER FUNDS

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Dept 234 GENERAL SERVICES					
101-234-727.000	SUPPLIES	GOIN' POSTAL	BUILDING DEPT/GENERAL OFFICE SUPPLIES	506.95	
101-234-727.000	SUPPLIES	GOIN' POSTAL	GENERAL OFFICE SUPPLIES	32.25	
101-234-727.000	SUPPLIES	GOIN' POSTAL	GENERAL OFFICE SUPPLIES	176.99	
101-234-727.000	SUPPLIES	JENNIFER NAISMITH	DEPT HEAD WORKSESSION - LUNCH	73.50	
101-234-727.000	SUPPLIES	PITNEY BOWES	CITY HALL POSTAGE METER - SUPPLIES	237.08	
101-234-728.000	POSTAGE	PURCHASE POWER	CITY HALL - POSTAGE	1,335.97	
101-234-810.000	PROFESSIONAL SERVICES	COMPREHENSIVE COMPUTING	MONTHLY IT & MAINT/HARDWARE PURCHASES	1,516.50	
Total For Dept 234 GENERAL SERVICES				3,879.24	
Dept 253 TREASURER					
101-253-970.000	CAPITAL OUTLAY	COMPREHENSIVE COMPUTING	MONTHLY IT & MAINT/HARDWARE PURCHASES	769.16	
Total For Dept 253 TREASURER				769.16	
Dept 265 CITY HALL					
101-265-818.000	CONTRACTED SERVICES	SUNSET MAINTENANCE	CITY WIDE JANITORIAL SERVICE	668.08	
101-265-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	CITY HALL - CUSTODIAL SUPPLIES	74.34	
101-265-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	CITY HALL - CUSTODIAL SUPPLIES	24.47	
101-265-931.000	BUILDING MAINTENANCE	UNI FIRST	CITY HALL - MATS	93.10	
101-265-957.000	GROUNDS & MISC	CJ CALLAGHAN & SONS	CITY WIDE LANDSCAPING	96.43	
101-265-957.000	GROUNDS & MISC	CJ CALLAGHAN & SONS	CITY WIDE LAWN MAINTENANCE	107.03	
Total For Dept 265 CITY HALL				1,063.45	
Dept 301 POLICE GENERAL					
101-301-740.000	OPERATING SUPPLIES	CHARTER COMMUNICATIONS	POLICE STATION- INTERNET	64.98	
101-301-740.000	OPERATING SUPPLIES	COMPLETE BATTERY SOURCE	POLICE- SUPPLIES	21.48	
101-301-740.000	OPERATING SUPPLIES	FENTON PRINTING, INC.	POLICE DEPT- LABELS	111.35	
101-301-740.000	OPERATING SUPPLIES	GOIN' POSTAL	POLICE STATION- OFFICE SUPPLIES	443.53	
101-301-740.000	OPERATING SUPPLIES	GOIN' POSTAL	POLICE - OFFICE SUPPLIES	443.53	
101-301-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	POLICE -CUSTODIAL SUPPLIES	148.26	
101-301-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	POLICE- CUSTODIAL SUPPLIES	24.47	
101-301-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	POLICE- CUSTODIAL SUPPLIES	28.00	
101-301-740.000	OPERATING SUPPLIES	PFAU PROPERTIES	PRISONER MEALS	110.50	
101-301-741.000	UNIFORMS	CINTAS	CITY WIDE UNIFORMS	29.52	
101-301-865.000	AUTO RENTAL	GREAT LAKES EMERG. PRODU	POLICE -REPAIR & ADDITIONS TO TAHOE	3,151.20	
Total For Dept 301 POLICE GENERAL				4,576.82	
Dept 327 POLICE STATION & BUILDING					
101-327-854.000	EQUIPMENT LEASING	IKON OFFICE SOLUTIONS	POLICE STATION COPIER MAINTENANCE	213.50	
101-327-931.000	BUILDING MAINTENANCE	BECK'S PEST CONTROL	POLICE - PEST CONTROL	120.00	
101-327-957.000	GROUNDS & MISC	CJ CALLAGHAN & SONS	CITY WIDE LANDSCAPING	96.42	
101-327-957.000	GROUNDS & MISC	CJ CALLAGHAN & SONS	CITY WIDE LAWN MAINTENANCE	107.03	
Total For Dept 327 POLICE STATION & BUILDING				536.95	
Dept 336 FIRE ADMINISTRATIVE					
101-336-720.000	EMPLOYEE INSURANCE	REPUBLIC UNDERWRITERS IN	FIRE DEPT- ACCIDENT RENEWAL	1,650.00	
101-336-740.100	MEDICAL SUPPLIES/TRAINING	LESSORS, INC.	FIRE DEPT- CYLINDER RENTAL	17.15	
101-336-740.100	MEDICAL SUPPLIES/TRAINING	LESSORS, INC.	FIRE DEPT- CYLINDER RENTAL	17.15	
101-336-740.200	FIRE FIGHTING EQUIP	GENESEEE CO. FIRE CHIEF'S	FIRE DEPT - CLASS TUITION	340.00	
101-336-741.000	UNIFORMS	CINTAS	CITY WIDE UNIFORMS	29.52	
101-336-864.100	FIRE PREVENTION	ORIENTAL TRADING COMPANY	FIRE HALL - SUPPLIES	210.79	

POST DATES 06/13/2011 - 06/13/2011  
 UNJOURNALIZED  
 OPEN

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Fund 101 GENERAL FUND					
Dept 336 FIRE ADMINISTRATIVE					
101-336-934.000	EQUIPMENT MAINT.	AUTO VALUE	FIRE DEPT - START FLUID	2.99	
101-336-934.000	EQUIPMENT MAINT.	BATTERIES PLUS	FIRE DEPT- SUPPLY	21.54	
101-336-934.000	EQUIPMENT MAINT.	DEWEY'S AUTO CENTER, INC	FIRE & POLICE VEHICLE- REPAIRS	576.85	
101-336-934.000	EQUIPMENT MAINT.	IKON OFFICE SOLUTIONS	FIRE HALL COPIER MAINTENANCE	156.00	
101-336-934.000	EQUIPMENT MAINT.	MOORE BROTHERS ELECTRIC	FIRE DEPT- MOTOR	301.80	
101-336-934.000	EQUIPMENT MAINT.	SLOAN'S SALES & SERVICE,	FIRE DEPT- SUPPLIES	14.82	
101-336-960.000	EDUCATION & TRAINING	GENESEE CO. FIRE CHIEF'S	FIRE DEPT - CLASS TUITION	1,250.00	
Total For Dept 336 FIRE ADMINISTRATIVE				4,588.61	
Dept 346 FIRE STATION					
101-346-818.000	CONTRACTED SERVICES	SUNSET MAINTENANCE	CITY WIDE JANITORIAL SERVICE	429.48	
101-346-931.000	BUILDING MAINTENANCE	Douglas Safety Systems	FIRE DEPT- MICRO BLAZE	157.32	
101-346-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	FIRE HALL- CUSTODIAL SUPPLIES	25.94	
101-346-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	FIRE HALL - CUSTODIAL SUPPLIES	27.97	
101-346-931.000	BUILDING MAINTENANCE	UNI FIRST	FIRE DEPT- MATS	94.95	
Total For Dept 346 FIRE STATION				735.66	
Dept 371 INSPECTION					
101-371-956.100	MISCELLANEOUS	GOIN' POSTAL	BUILDING DEPT/GENERAL OFFICE SUPPLIES	106.00	
101-371-956.100	MISCELLANEOUS	GOIN' POSTAL	GENERAL OFFICE SUPPLIES	148.25	
Total For Dept 371 INSPECTION				254.25	
Dept 738 LIBRARY					
101-738-740.000	OPERATING SUPPLIES	FENTON PRINTING, INC.	LIBRARY DONATION - ENVELOPES	204.41	
101-738-740.000	OPERATING SUPPLIES	SCHINDLER ELEVATOR CORPO	LIBRARY - ELEVATOR MAINT AGREEMENT	64.44	
101-738-740.000	OPERATING SUPPLIES	SCHINDLER ELEVATOR CORPO	REPAIR TO LIBRARY ELEVATOR	127.00	
101-738-818.000	CONTRACTED SERVICES	SUNSET MAINTENANCE	CITY WIDE JANITORIAL SERVICE	1,002.12	
101-738-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	LIBRARY - CUSTODIAL SUPPLIES	122.60	
101-738-931.000	BUILDING MAINTENANCE	MICHIGAN COMPANY INC.	LIBRARY -CUSTODIAL SUPPLIES	35.04	
101-738-931.000	BUILDING MAINTENANCE	SUPERIOR CONCRETE SYSTEM	LIBRARY - MASONRY REPAIRS	1,400.00	
101-738-956.100	MISCELLANEOUS	CJ CALLAGHAN & SONS	CITY WIDE LANDSCAPING	64.29	
101-738-956.100	MISCELLANEOUS	CJ CALLAGHAN & SONS	CITY WIDE LAWN MAINTENANCE	142.98	
Total For Dept 738 LIBRARY				3,162.88	
Dept 740 MUSEUM					
101-740-956.100	MISCELLANEOUS	CJ CALLAGHAN & SONS	CITY WIDE LANDSCAPING	107.14	
101-740-956.100	MISCELLANEOUS	CJ CALLAGHAN & SONS	CITY WIDE LAWN MAINTENANCE	71.06	
Total For Dept 740 MUSEUM				178.20	
Dept 746 COMMUNITY NEEDS					
101-746-819.100	WEBSITE	3SIXTY INTERACTIVE	WEBSITE HOSTING/SUPPORT	383.34	
Total For Dept 746 COMMUNITY NEEDS				383.34	
Dept 805 PLANNING					
101-805-818.000	CONTRACTED SERVICES	LSL PLANNING, INC	PLANNING	2,423.89	
Total For Dept 805 PLANNING				2,423.89	
Dept 892 BEAUTIFICATION					
101-892-881.000	BEAUTIFICATION COMMISSION	BEN SMITH	BEAUTIFICATION PLANTING DAY SUPPLIES	21.37	
Total For Dept 892 BEAUTIFICATION				21.37	

POST DATES 06/13/2011 - 06/13/2011  
 UNJOURNALIZED  
 OPEN

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Total For Fund 101 GENERAL FUND				43,250.84	
Fund 202 MAJOR STREET FUND					
Dept 457 CAPITAL IMPROVEMENT					
202-457-860.000	N. LEROY	OHM ENGINEERING ADVISORS	N. LEROY ROAD DESIGN/COORDINATION	1,193.75	
202-457-863.000	SILVER LK RD RESURFACING	HUBBELL, ROTH & CLARK	US23 BUSINESS ROUTE JURISDICTION	2,391.17	
202-457-863.000	SILVER LK RD RESURFACING	HUBBELL, ROTH & CLARK	US23 BUSINESS ROUTE JURISDICTION	305.84	
Total For Dept 457 CAPITAL IMPROVEMENT				3,890.76	
Dept 463 MAINTENANCE					
202-463-740.000	OPERATING SUPPLIES	SPRAY MASTER IRRIGATION	FIX CUT LINES- NORTH RD & ADELAIDE	101.50	
202-463-740.000	OPERATING SUPPLIES	VESCO OIL CORPORATION	PARTS CLEANER WASTE	58.75	
Total For Dept 463 MAINTENANCE				160.25	
Dept 474 TRAFFIC SERVICES					
202-474-740.000	OPERATING SUPPLIES	J & T ELECTRICAL SUPPLY	MAJOR STREETS - SUPPLY	21.70	
Total For Dept 474 TRAFFIC SERVICES				21.70	
Dept 482 DPW DIRECTOR					
202-482-741.000	UNIFORMS	CINTAS	CITY WIDE UNIFORMS	71.70	
Total For Dept 482 DPW DIRECTOR				71.70	
Total For Fund 202 MAJOR STREET FUND				4,144.41	
Fund 203 LOCAL STREET FUND					
Dept 463 MAINTENANCE					
203-463-740.000	OPERATING SUPPLIES	AL'S TRUCKING & BLDG MAT	LOCAL STREETS- MASON MIX	5.25	
203-463-740.000	OPERATING SUPPLIES	AL'S TRUCKING & BLDG MAT	LOCAL STREETS-MATERIALS	25.25	
203-463-740.000	OPERATING SUPPLIES	MICHIGAN LANDSCAPING SUP	CATCH BASIN SUPPLIES	52.00	
203-463-740.000	OPERATING SUPPLIES	VIC BOND SALES, INC.	LOCAL STREETS- MATERIALS	137.34	
203-463-740.000	OPERATING SUPPLIES	VIC BOND SALES, INC.	CATCH BASIN - W. CAROLINE	137.31	
Total For Dept 463 MAINTENANCE				357.15	
Dept 482 DPW DIRECTOR					
203-482-741.000	UNIFORMS	CINTAS	CITY WIDE UNIFORMS	71.70	
Total For Dept 482 DPW DIRECTOR				71.70	
Total For Fund 203 LOCAL STREET FUND				428.85	
Fund 208 PARK/RECREATION FUND					
Dept 691 RECREATION & PARKS					
208-691-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	PARKS- CUSTODIAL SUPPLIES	150.97	
208-691-741.000	UNIFORMS	CINTAS	CITY WIDE UNIFORMS	29.52	
208-691-775.000	MATERIALS	HODGES SUPPLY CO	PARKS- FAUCET SPIGOTS	192.95	
208-691-775.000	MATERIALS	ZEE MEDICAL SERVICE CO.	SILVER LAKE PARK - MEDICAL SUPPLIES	264.55	
208-691-775.600	PARKS-LAWN CUTTING C.C.	CJ CALLAGHAN & SONS	CITY WIDE LANDSCAPING	669.86	
208-691-775.600	PARKS-LAWN CUTTING C.C.	CJ CALLAGHAN & SONS	CITY WIDE LAWN MAINTENANCE	428.10	
208-691-775.600	PARKS-LAWN CUTTING C.C.	CJ CALLAGHAN & SONS	PARKS LAWN MAINTENANCE	6,650.00	
Total For Dept 691 RECREATION & PARKS				8,385.95	
Total For Fund 208 PARK/RECREATION FUND				8,385.95	

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 UNJOURNALIZED  
 OPEN

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GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 209 CEMETERY FUND					
Dept 277 CEMETERY OPERATING					
209-277-956.100	MISCELLANEOUS	ALLIED WASTE SERVICES #2	OAKWOOD CEMETERY- FRONT LOAD	147.92	
209-277-956.100	MISCELLANEOUS	DOUGLAS TEBO	FLOWERS FOR OAKWOOD CEMETERY	109.62	
Total For Dept 277 CEMETERY OPERATING				257.54	
Total For Fund 209 CEMETERY FUND				257.54	
Fund 226 GARBAGE AND RUBBISH COLLECTION FUND					
Dept 528 SANITATION					
226-528-818.000	CONTRACTED SERVICES	REPUBLIC SERVICES #237	YARD/WASTE/RECYCLE SERVICES- MAY 2011	32,311.44	
Total For Dept 528 SANITATION				32,311.44	
Total For Fund 226 GARBAGE AND RUBBISH COLLECTION FUN				32,311.44	
Fund 296 DARE FUND					
Dept 335 DARE					
296-335-956.100	MISCELLANEOUS	2011 FENTONIAN	YEARBOOK AD	40.00	
296-335-956.100	MISCELLANEOUS	TOTAL DIAGNOSTIC SALES I	POLICE- DRUG TEST KITS	148.00	
Total For Dept 335 DARE				188.00	
Total For Fund 296 DARE FUND				188.00	
Fund 590 SEWER FUND					
Dept 548 SEWER					
590-548-727.000	SUPPLIES	COMPREHENSIVE COMPUTING	MONTHLY IT MAINT- HARDWARE PURCHASES	230.38	
590-548-741.000	UNIFORMS	CINTAS	WATER DEPT UNIFORMS	52.72	
590-548-810.000	PROFESSIONAL SERVICES	HUBBELL, ROTH & CLARK	SRF SEWER SYSTEM IMPROVEMENTS	630.00	
590-548-818.000	CONTRACTED SERVICES	CJ CALLAGHAN & SONS	WATER/SEWER LAWN MAINTENANCE	350.00	
590-548-818.000	CONTRACTED SERVICES	COMPREHENSIVE COMPUTING	MONTHLY IT MAINT- HARDWARE PURCHASES	758.25	
Total For Dept 548 SEWER				2,021.35	
Dept 549 LIFT STATION					
590-549-818.000	CONTRACTED SERVICES	KENNEDY INDUSTRIES INC.	SEWER PUMP REPAIR -HOWARD ST.	360.00	
Total For Dept 549 LIFT STATION				360.00	
Total For Fund 590 SEWER FUND				2,381.35	
Fund 591 WATER FUND					
Dept 173 728					
591-173-727.000	SUPPLIES	COMPREHENSIVE COMPUTING	MONTHLY IT MAINT- HARDWARE PURCHASES	230.38	
Total For Dept 173 728				230.38	
Dept 266 WATER TREATMENT PLANT					
591-266-740.000	OPERATING SUPPLIES	CHAPPLE ELECTRIC, LLC	WATER PLANT- HALIDE LAMPS	295.08	
591-266-740.000	OPERATING SUPPLIES	ENVIRONMENTAL RESOURCE A	WATER PLANT- COLIFORMS	163.34	
591-266-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	WATER PLANT- CUSTODIAL SUPPLIES	29.06	
591-266-740.000	OPERATING SUPPLIES	MICHIGAN COMPANY INC.	WATER PLANT- CUSTODIAL SUPPLIES	48.78	
591-266-740.000	OPERATING SUPPLIES	MURPHY ELECTRICAL SERVIC	WATER PLANT- REPAIR TO PUMP	170.00	
591-266-740.000	FLUORIDE PROBE	NCL OF WISCONSI	WATER PL -FLUORIDE PROBE TO CHECK LEV	551.61	
591-266-740.000	OPERATING SUPPLIES	NCL OF WISCONSI	WATER PLANT - OPERATING SUPPLIES	75.58	
591-266-740.000	OPERATING SUPPLIES	PROFESSIONAL PUMP, INC.	WATER PLANT- VALVE SEAT	109.61	
591-266-741.000	UNIFORMS	CINTAS	WATER DEPT UNIFORMS	84.35	

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GENERAL/SEWER/WATER FUNDS					
GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 591 WATER FUND					
Dept 266 WATER TREATMENT PLANT					
591-266-818.000	DISCHARGE SAMPLING SERVICES	BCI ENGINEERS & SCIENTIS	SAMPLING & ANALYSIS PARTIAL PLAN PREP	1,382.63	
591-266-818.000	ENVIROMENTAL CONSULTING SERVICE	BCI ENGINEERS & SCIENTIS	ENVIROMENTAL MONITORING WTP	890.50	
591-266-931.000	BUILDING MAINTENANCE	CJ CALLAGHAN & SONS	WATER/SEWER LAWN MAINTENANCE	500.00	
591-266-931.000	BUILDING MAINTENANCE	SUNSET MAINTENANCE	WATER PLANT JANITORIAL SERVICE	286.32	
591-266-956.100	MISCELLANEOUS	GOIN' POSTAL	WATER PLANT- OFFICE SUPPLIES	111.50	
591-266-956.100	MISCELLANEOUS	GOIN' POSTAL	WATER PLANT- OFFICE SUPPLIES	142.25	
Total For Dept 266 WATER TREATMENT PLANT				4,840.61	
Dept 900 WATER OPERATING					
591-900-740.000	OPERATING SUPPLIES	ETNA SUPPLY	WATER DEPT- OPERATING SUPPLIES	51.33	
591-900-740.000	OPERATING SUPPLIES	TRI-CITY AGGREGATES, INC	WATER DEPT - MATERIALS	515.59	
591-900-741.000	UNIFORMS	CINTAS	WATER DEPT UNIFORMS	52.72	
591-900-742.000	CLOTHING ALLOWANCE	KIRKEY SHOE'S & REPAIR	D. FRALICK - BOOTS	140.00	
591-900-742.000	CLOTHING ALLOWANCE	TRACTOR SUPPLY CREDIT PL	TOM WRIGHT- CLOTHING ALLOWANCE	94.00	
591-900-778.000	5/8 X 3/4 SR METER	ETNA SUPPLY	RESIDENTIAL WATER METERS 1000 GAL RE	1,235.00	
591-900-778.000	METERS	ETNA SUPPLY	WATER DEPT - OPERATING SUPPLIES	165.00	
591-900-818.000	CONTRACTED SERVICES	COMPREHENSIVE COMPUTING	MONTHLY IT MAINT- HARDWARE PURCHASES	758.25	
591-900-971.300	CROSS CONECTION CONTROL PROGRA	HYDRO-DESIGNS, INC.	CROSS CONNECTION PROGRAM PAYMENT	1,265.00	
Total For Dept 900 WATER OPERATING				4,276.89	
Total For Fund 591 WATER FUND				9,347.88	
Fund 640 DPW EQUIPMENT REVOLVING FUND					
Dept 932 EQUIPMENT					
640-932-740.000	OPERATING SUPPLIES	AIRGAS GREAT LAKES	DPW - OXYGEN	68.26	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	838.03	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	1,318.19	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	1,462.39	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	1,619.23	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	1,312.37	
640-932-751.000	GAS & OIL	MICHIGAN PETROLEUM TECHN	GASOLINE	1,591.47	
640-932-931.000	BUILDING MAINTENANCE	UNI FIRST	DPW- MATS	64.85	
640-932-933.000	REPAIR BUCKET	Cannon Engineering & Equ	REPAIRS TO BUCKET TRUCK #93	2,920.21	
640-932-933.000	DPW EQIUUP MAINT	CANNON EQUIPMENT	REPAIR TO EQUIPMENT	428.00	
640-932-933.000	INLET WELDMENT	JACK DOHENY SUPPLIES, IN	REPAIR PARTS FOR SUCTION HSE ON VACTO	729.56	
640-932-933.000	DPW EQIUUP MAINT	SHERWIN WILLIAMS	DPW- SUPPLY	0.79	
640-932-933.000	DPW EQIUUP MAINT	VIC CANEVER CHEVROLET IN	DPW VEHICLE- OIL CHANGE	25.00	
640-932-933.000	TRANSMISSION REPAIR TRUCK 2003D	VIC CANEVER CHEVROLET IN	TRANSMISSION REPAIR TO BOOM TRUCK 200	920.00	
640-932-934.000	POLICE EQUIPMENT	DEWEY'S AUTO CENTER, INC	FIRE & POLICE VEHICLE- REPAIRS	1,516.92	
640-932-934.000	POLICE EQUIPMENT	FENTON KAR WASH	POLICE VEHICLE - CAR WASHES	75.00	
640-932-934.000	POLICE EQUIPMENT	VIC CANEVER CHEVROLET IN	POLICE TAHOE- REPAIR	734.00	
Total For Dept 932 EQUIPMENT				15,624.27	
Total For Fund 640 DPW EQUIPMENT REVOLVING FUND				15,624.27	
Fund Totals:					
Fund 101 GENERAL FUND				43,250.84	
Fund 202 MAJOR STREET				4,144.41	
Fund 203 LOCAL STREET				428.85	
Fund 208 PARK/RECREATI				8,385.95	



POST DATES 06/13/2011 - 06/13/2011

UNJOURNALIZED

OPEN

## GENERAL/SEWER/WATER FUNDS

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
			Fund 209 CEMETERY FUND	257.54	
			Fund 226 GARBAGE AND R	32,311.44	
			Fund 296 DARE FUND	188.00	
			Fund 590 SEWER FUND	2,381.35	
			Fund 591 WATER FUND	9,347.88	
			Fund 640 DPW EQUIPMENT	15,624.27	
			Total For All Funds:	<u>116,320.53</u>	

POST DATES 06/14/2011 - 06/14/2011  
 UNJOURNALIZED  
 OPEN

ESCROW ACCOUNTS

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 101 GENERAL FUND					
Dept 000					
101-000-220.173	LASCO FORD	OHM ENGINEERING ADVISORS	LASCO FORD PARKING LOT EXPANSION	892.50	
101-000-220.287	BEALE GROUP	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	1,105.00	
101-000-220.287	BEALE GROUP	OHM ENGINEERING ADVISORS	BIGGBY COFFEE- SITE PLAN REVIEW	467.50	
101-000-220.299	1ST PRESBYTERIAN CHURCH	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	62.50	
101-000-220.299	1ST PRESBYTERIAN CHURCH	OHM ENGINEERING ADVISORS	FIRST PRES - ENG REVIEW	1,226.25	
101-000-220.349	RAINBOW CHILD CARE CENTER	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	173.75	
101-000-220.350	LASCO COPPER AVENUE	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	416.25	
101-000-220.350	LASCO COPPER AVENUE	OHM ENGINEERING ADVISORS	LASCO FORD COPPER AVE	345.00	
101-000-220.356	MICHIGAN EYE INSTITUTE	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	300.00	
101-000-220.356	MICHIGAN EYE INSTITUTE	OHM ENGINEERING ADVISORS	MICHIGAN EYE INST - ENG REVIEW	295.00	
101-000-220.357	FREEDOM CENTER MAIN CAMPUS	LSL PLANNING, INC	VARIOUS ESCROW ACCTS - PLANNING	2,241.25	
101-000-220.357	FREEDOM CENTER MAIN CAMPUS	OHM ENGINEERING ADVISORS	FREEDOM CENTER- W. SHIAWASSEE	157.50	
Total For Dept 000				7,682.50	
Total For Fund 101 GENERAL FUND				7,682.50	
Fund Totals:					
Fund 101 GENERAL FUND				7,682.50	
Total For All Funds:				7,682.50	

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DB: Fenton

INVOICE GL DISTRIBUTION REPORT FOR CITY OF FENTON

POST DATES 06/12/2011 - 06/12/2011  
UNJOURNALIZED  
OPEN

L DFA FUNDS

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount	Check #
Fund 495 LDFA CONSTRUCTION	FUND				
Dept 852 LOCAL DEVELOPMENT	FINANCE				
495-852-819.100	WEBSITE	3SIXTY INTERACTIVE	WEBSITE HOSTING/SUPPORT	383.33	
495-852-820.910	CMAQ	HUBBELL, ROTH & CLARK	OWEN RD CORRIDOR TRAFFIC SIGNAL	10,540.12	
495-852-820.910	CMAQ	HUBBELL, ROTH & CLARK	OWEN ROAD CORRIDOR TRAFFIC SIGNAL	2,011.32	
495-852-820.910	CMAQ	HUBBELL, ROTH & CLARK	OWEN RD CORRIDOR TRAFFIC SIGNAL	5,149.14	
495-852-820.910	CMAQ	HUBBELL, ROTH & CLARK	OWEN RD CORRIDOR TRAFFIC SIGNAL	1,929.59	
495-852-820.910	CMAQ	HUBBELL, ROTH & CLARK	OWEN RD CORRIDOR TRAFFIC SIGNAL	1,834.48	
Total For Dept 852 LOCAL DEVELOPMENT FINANCE				21,847.98	
Total For Fund 495 LDFA CONSTRUCTION FUND				21,847.98	
Fund Totals:					
Fund 495 LDFA CONSTRUC				21,847.98	
Total For All Funds:				21,847.98	

POST DATES 06/15/2011 - 06/15/2011  
 UNJOURNALIZED  
 OPEN

GL Number	Invoice Line Desc	Vendor	DDA FUNDS Invoice Description	Amount	Check #
Fund 401 DDA CONSTRUCTION FUND					
Dept 851 DOWNTOWN DEVELOPMENT					
401-851-818.400	MARKETING	IMAGE PROJECTIONS	PARTICIPATING MERCHANT SIGNS	172.00	
401-851-818.400	MARKETING	REGENT BROADCASTING OF F	DDA - BROADCASTING	675.00	
401-851-818.400	MARKETING	WDRQ-FM	DDA- ADVERTISING	1,290.00	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	DIRECTOR MATTERS	912.50	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	DDA BOARD MEETINGS	612.50	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	DDA DIRECTOR	350.00	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	REAL ESTATE MATTERS	82.50	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	DDA DIRECTOR	451.50	
401-851-826.000	LEGAL FEES	FAHEY SHULTZ BURZYCH RHO	REAL ESTATE MATTERS	105.00	
401-851-864.000	CONFERENCES & DUES	MICHAEL BURNS	MILEAGE- MEETINGS	87.00	
401-851-956.100	MISCELLANEOUS	COMPREHENSIVE COMPUTING	DDA - FLASH DRIVES	108.75	
401-851-971.400	MASTER PLAN IMPLEMENT	MANSOUR DEVELOPMENTS INC	CORNERSTONE PROJECT CONSULTING FEES	9,000.00	
401-851-971.410	WAYFINDING	GRISSIM METZ ANDREISE AS	WAYFINDING	200.55	
401-851-971.414	LAWN CARE	CJ CALLAGHAN & SONS	DDA LAWN MAINTENANCE	800.00	
401-851-975.750	WEBSITE	3SIXTY INTERACTIVE	WEBSITE HOSTING/SUPPORT	383.33	
401-851-975.801	SILVER PKWY IMPROVEMENTS	HUBBELL, ROTH & CLARK	SILVER PKWY RESURFACING	400.40	
401-851-975.801	SILVER PKWY IMPROVEMENTS	HUBBELL, ROTH & CLARK	SILVER PKWY RESURFACING	2,765.31	
401-851-975.807	COMMUNITY CENTER RESTORATION	JOHN DZIURMAN ARCHITECTS	COMMUNITY & CULTURAL CENTER	700.00	
Total For Dept 851 DOWNTOWN DEVELOPMENT				19,096.34	
Total For Fund 401 DDA CONSTRUCTION FUND				19,096.34	
Fund Totals:					
Fund 401 DDA CONSTRUCT				19,096.34	
Total For All Funds:				19,096.34	

**FENTON PLANNING COMMISSION MINUTES**  
**City Hall Council Chambers**  
**301 S. Leroy Street**  
**April 28, 2011**

Chairman Parker called the meeting to order at 7:00 pm.

**ROLL CALL:**

Present: Farella, Kasper, Morey, Orzol, Parker, Smith, Steffey

Absent: Lenhart, Sprague

Others Present: Brad Hissong, Building/Zoning Administrator; Carmine Avantini, LSL Planning; Stephen Schultz, Legal Counsel; Tim Juidici, OHM Engineering

**MINUTES:**

A correction to the minutes was distributed to the board members.

Moved by Kasper, support by Smith to approve the minutes of March 24, 2011 meeting with the distributed corrections. MOTION CARRIED, ALL AYES.

Hissong introduced the Fenton Director of Public Works, Dan Czarnecki, and the City's Project Engineer Consultant, Tim Juidici with OHM Engineering.

**CALL TO THE PUBLIC:**

Chairman Parker moved the call to the public allowing citizens an opportunity to speak on non-public hearing agenda items and an opportunity to address any new information regarding the Freedom Center Church.

John Gembinski, of 940 Plum Tree Lane stated that he lives behind the Freedom Center and has researched the acoustic study and although the noise level is below the City's noise ordinance his main concern is of the tones and impulses that come through his walls and windows. Gembinski stated that the church has expressed that they will move their speakers from the rafters to the floor and they should be given a chance to correct the nuisance.

Roy Width of 624 Plum Tree Lane stated that his concern is the low bass thumping sound, in the 63Hz range that has been an occasional nuisance. Width stated that he supports the church and feels that they will solve this issue.

Parker read aloud a letter from Howard Allgood of 880 Maple Tree Lane addressing his concerns that the Freedom Center Church is not sincere in its effort to reduce the noise levels.

**OLD BUSINESS:**

**SPECIAL LAND USE – FREEDOM CENTER CHURCH AT 2473 W. SHIAWASSEE AVENUE**

Parker stated that the Freedom Center church has worked with City officials and developed a landscape plan that complies with the tree counts required by the City and the trees and bushes proposed will act as a buffer between the church and neighboring residential properties. Avantini stated that Acoustic by Designs was used as the consultant for measuring the noise levels emitted by the church and that the landscaping plan exceeds the requirements of the City Ordinance.

Kenric Van Wyk of Acoustic by Designs explained that he was retained by the City to complete noise measurements at the nearby residential property lines during a worship service at the Freedom Center. Van Wyk stated that the measurements indicate that the Freedom Center does not exceed the City's Noise Ordinance and that the Freedom Center indicates they will comply with an additional 5dB reduction that will be written into the Special Land Use Permit to be applied to the church. There was discussion among board members regarding the decibel levels emitted by the worship service and that a 5dB reduction may not be sufficient. Schultz added that there is currently not a violation to the City Ordinance according to this study.

Pastor Jim from the Freedom Center stated that the church has followed the recommendations of the City and will comply by the acoustical engineers recommendations and make every effort to reduce the noise levels emitted by their worship services.

Motion by Farella, support by Orzol to approve the special land use permit contingent on approval of the site plan review, along with the sound pressure levels measured at 63Hz being at less than 60dB, which is a change in the current level, and that the sound pressure levels be reduced by 5dB for all other measured levels.

MOTION CARRIED (5-2), ROLL CALL: Farella-aye, Kasper- nay, Morey-nay, Orzol-aye, Parker-aye, Smith-aye, Steffey-aye

**SITE PLAN REVIEW – FREEDOM CENTER CHURCH AT 2473 W. SHIAWASSEE AVENUE**

Avantini discussed the landscaping plan along the buffer zone that is being proposed and stated that the Freedom Center will be responsible for maintenance along with replacement of any trees that may die. Avantini is recommending that the board approve the site plan. Orzol explained that sidewalks are important along Shiawassee Avenue because of the schools nearby.

Motion by Kasper, support by Morey to approve the site plan review contingent on following the recommendations made in the LSL Planning letters from March 27, 2011 & April 21, 2011.

MOTION CARRIED, ALL AYES.

**NEW BUSINESS:**

**PUBLIC HEARING – PLANNED UNIT DEVELOPMENT / USE REVIEW & SITE PLAN REVIEW, BIGGBY COFFEE AND DRIVE-THRU AT 235 NORTH LEROY STREET**

Avantini stated that after reviewing the site plan proposed by Biggby Coffee, the nature and character of the proposal is appropriate in the context of the downtown planned unit development; it will provide additional economic viability for other businesses located on the site and will not create an unsafe or hazardous condition. Avantini stated that he would recommend approval of the proposal with the following conditions: 1. The existing pole sign be replaced with a monument sign compliant with Article 22; 2. Additional pavement markings and barriers are added to the one-way rear drive-thru lane to direct movement and avoid conflicts with rear building access doors; 3. Additional site improvements, as required by the Planning Commission; 4. Approval must be granted from all other consultants and agencies involved in the project review.

Tim Juidici with OHM Engineering stated that there are concerns regarding the storm water management and would recommend that storm water detention be provided for at least the additional impervious area of the proposed parking lot expansion.

Morey and Orzol stated that they have concern that there is a safety issue regarding traffic flow. Smith stated that this is a good opportunity to improve the site. Morey added that a drive-thru at this location just does not make sense. Avantini explained that this was not the first site plan submitted and the engineer focused on the traffic pattern and thinks this plan is feasible. Matt Burke owner of Fenton Square stated that changing the sign would substantially reduce its visibility.

Parker opened the public hearing. Joseph Sumeli the owner of Jets Pizza stated that he likes the idea of Biggby Coffee and is willing to work together to create a safe traffic pattern. Parker closed the public hearing.

Motion by Morey to deny the Biggby Coffee planned unit development special land use. There was no support.

Motion by Kasper, support by Smith to approve the Biggby Coffee Planned Unit Development Special Land Use, following the recommendation made from LSL Planning to replace the existing pole sign with a monument sign, paint the south and southwest side of the building, and meet the requirements of the engineers recommendation to install a storm water detention area.

MOTION CARRIED (6-1), ROLL CALL: Kasper-aye, Morey-nay, Orzol-aye, Parker-aye, Smith-aye, Steffey-aye, Farella-aye

**PUBLIC HEARING – SPECIAL LAND USE LASCO FORD MAINTENANCE FACILITY AT 3145 COPPER AVENUE**

Parker recused himself from taking any action on this issue and left the room.

Commissioner Morey took over the role of chairman for this agenda item. Ken Kompena representing Lasco Ford explained that Lasco Ford plans on using the site for vehicle detailing, light vehicle reconditioning and that vehicles will only have minor service

work such as oil changes and brake repair in preparation for sale. He added that there would be no retail sales and no customers on the site for any reason.

Avantini stated that the only changes Lasco Ford is proposing to the site is paving a small area in the rear yard to accommodate approximately 11 new parking spaces. Avantini stated that it is an acceptable use with the following recommendations: the required PIPP shall be submitted for review and approval by the city's environmental engineer; overhead doors shall remain closed when not in use for loading or unloading; any outdoor activity shall require further review and should be confined within the fenced courtyard area; existing and proposed lighting shall meet the requirements of Article 23; and all other agencies involved in the project review have reviewed and approved the proposed use and site plan. Hissong stated that any painting of the vehicles should be confined to the interior of the building.

Morey opened the public hearing. Morey closed the public hearing after no comments.

Motion by Kasper, support by Morey to approve the Special Land Use for Lasco Ford at 3145 Copper Avenue contingent to them following the recommendations made by LSL Planning in a letter dated October 12, 2011, there be no painting outdoors, the vehicles be parked in designated areas, and no retail sales.

MOTION CARRIED (5-1), ROLL CALL: Morey-aye, Orzol-aye, Smith-nay, Steffey-aye, Farella-aye, Kasper-aye

#### **SITE PLAN REVIEW – LASCO FORD MAINTENANCE FACILITY AT 3145 COPPER AVENUE**

Avantini explained that the biggest concern is that vehicles stay parked on the asphalt and the lighting needs to meet the standards of Article 23. Juidici stated that the plan shows two 6" pipes that convey water west towards the Egyptian drain without controlled detention and they appear to be undersized. Juidici recommends that because the parking addition has already been constructed and due to the limited area to fully detain the site, that at a minimum, the applicant add a pretreatment area on the south side of the site to treat the runoff from both the new and the existing pavement flowing to the south.

Motion by Smith to deny the site plan application because the improvements were made without the planning commissions consent. There was no support.

Motion by Kasper, support by Orzol to approve the site plan contingent that the recommendations made by OHM Engineering regarding drainage are followed and that vehicles are parked in designated areas.

MOTION CARRIED (5-1), ROLL CALL, Orzol-aye, Smith-nay, Steffey-aye, Farella-aye, Kasper-aye, Morey-aye

#### **PUBLIC HEARING – ZONING ORDINANCE AMENDMENT, LIGHTING STANDARDS SECTION 36-23.05**



Avantini stated that the amendment to the zoning ordinance for lighting standards are being updated to provide for the use of LED lighting with a corresponding change in the permitted intensity of lighting under gas station canopies.

Parker opened the public hearing. Parker closed the public hearing after no comments.

Motion by Morey, support by Smith to recommend the proposed changes to the City Council regarding the zoning ordinance amendment to the lighting standards section 36-23.05.

MOTION CARRIED, ALL AYES.

**PUBLIC HEARING – ZONING ORDINANCE AMENDMENT, STORAGE OF VEHICLES SECTION 36-2.30**

Avantini stated that with the proposed amendments commercial vehicles under 11,000 pounds gross weight with brackets, ladders, etc., and company markings can be parked overnight in a residential driveway where they currently are not permitted to do so.

Parker opened the public hearing. Parker closed the public hearing after no comments.

Motion by Kasper, support by Orzol to recommend the proposed changes to the City Council regarding the zoning ordinance amendment to the storage of vehicles section 36-2.30.

MOTION CARRIED, ALL AYES.

**PUBLIC HEARING – HOME OCCUPANTS SECTION 36-2.37, HOME OCCUPATIONS AND SECTION 36-14.08.S LAND USES WITH SPECIFIC REQUIREMENTS**

Schultz stated with the amendment, home occupations would now be permitted subject to special conditions instead of being special land uses. One medical marihuana patient or caregiver will also be allowed as a home occupation with additional special conditions. These changes will maintain the standards for home occupations but make the review process administrative and more resident-friendly. They will also allow the City to regulate the growing of medical marihuana by a patient or caregiver pursuant to the MMMA. Schultz added that to look at this amendment you have to look at land use and how it relates to medical marihuana and there is not much guidance from court decisions. Shultz also stated that the use needs to be appropriate and that after looking at this the home occupations section needs general updating.

Parker opened the public hearing.

Darrell Stabrose stated that he operates Compassion Center and was the first to be licensed as a caregiver in the City of Ypsilanti. Stabrose discussed the benefits of care facilities and how he has set them up and he would be willing to let the board members tour his facilities.

Sherry Suiter stated that there is a benefit and use to this type of treatment.

Dennis Alexander stated that he operates the Magic Oven and wants the board members to be careful of opinions because they can become twisted. Alexander explained that he works with sick people and has seen the benefit of medical marihuana first hand.

Denise Bortecello represents dispensaries throughout the state and stated that she is an advocate of dispensaries to help with the treatment of medical marihuana patients. Bortecello stated that she has supplied proposed revisions regarding the zoning ordinance changes to medical marihuana and dispensaries.

Parker closed the public hearing.

There was discussion regarding where the facilities should be located and if it is beneficial to group facilities together compared to spreading them apart.

Motion by Kasper, support by Morey to recommend the proposed changes to the city council regarding the zoning ordinance amendment to the home occupations and section 36-14.08 permitting use to special conditions instead of being special land uses. MOTION CARRIED (4-3), ROLL CALL: Parker-nay, Smith-aye, Steffey-nay, Farella-aye, Kasper-aye, Morey-aye, Orzol-nay

**PUBLIC HEARING - ZONING ORDINANCE AMENDMENT MEDICAL MARIHUANA SECTION 36-28.08 DEFINITIONS M-N AND SECTION 36-14.08 LAND USES WITH SPECIFIC REQUIREMENTS**

Schultz stated that the proposed amendments would limit the activities of Medical Marihuana Clubs, Distribution Facilities and Growing Facilities and permit them as special land uses with conditions in the Industrial District only. The changes are proposed to assist the City in complying with the MMMA requirements along with related court decisions.

Parker opened the public hearing. Parker closed the public hearing with related comments already presented during the previous public hearing.

Motion by Moyer, support by Parker to recommend the proposed changes to the City Council regarding the zoning amendment to the land uses with specific requirements of medical marihuana, limiting the uses with conditions in the industrial district only. MOTION CARRIED (7-0), ROLL CALL: Orzol-aye, Parker-aye, Smith-aye, Steffey-aye, Farella-aye, Kasper-aye, Morey-aye

**PUBLIC HEARING – ZONING ORDINANCE AMENDMENT – SALE OF ADULT NOVELTY ITEMS SECTION 28.10, DEFINITIONS Q-R AND SECTION 36-14.08 LAND USES WITH SPECIFIC REQUIREMENTS**

Avantini stated that the zoning ordinance currently regulates as an adult use the sale of adult items where 10% or more of the operation is dedicated to such material. Avantini explained that the proposed amendments would regulate as a special use with conditions retail operations where less than 10% of the sales will be adult novelty items and they

will also be allowed in the General Business District only. Avantini stated that the special conditions would help separate and screen such items so they cannot be easily visible or accessed by minors.

There was discussion regarding the proposed amendment and how adult novelty items would be defined. Avantini clarified that the definitions are addressed in the proposed zoning ordinance amendment.

Parker opened the public hearing. Parker closed the public hearing after no comments.

Motion by Smith, support by Kasper to recommend the proposed changes to the City Council regarding the zoning ordinance amendment to land uses with specific requirements for sale of adult novelty items.

MOTION CARRIED (7-0), ROLL CALL: Smith-aye, Steffey-aye, Farella-aye, Kasper-aye, Morey-aye, Orzol-aye, Parker-aye

#### **ADMINISTRATIVE ITEMS**

Hissong stated that it has been a busy few months for the planning commission and there are still more items to come.

#### **LSL PLANNING ITEMS**

Avantini stated that he has nothing to report.

#### **COMMISSION MEMBER ITEMS**

Orzol stated that he would be unable to attend next months meeting.

#### **FINAL CALL TO THE PUBLIC**

No answer

Chairman Parker adjourned the meeting at 11:25pm.

Respectfully submitted by,

*Charles Decator*

Charles Decator

Recording Secretary