



City of Fenton

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

COUNCIL WORK SESSION AGENDA

Monday, June 4, 2012

City Hall Conference Room

301 South Leroy Street

7:30 PM

1. Call to Order.
2. Roll Call.
3. Citizen Comments: Request by citizens to speak on specific agenda items.
4. Discussion on the regulation of Medical Marihuana in the City of Fenton.
5. Discussion on the regulation of fireworks in the City of Fenton.
6. Discussion on conducting a feasibility study for the Jack Winegarden Library.
7. Discussion on the Management Agreement for the Fenton Community and Cultural Center.
8. Discussion on the City of Fenton's Workers Compensation Insurance Renewal.
9. Council Member Comments.
10. Call to the Audience.
11. Adjournment.

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

Memorandum



THE CITY OF
FENTON

DATE: June 1, 2012

TO: Mayor Sue Osborn and City Council

FROM: Lynn Markland, City Manager

RE: Fireworks Ordinance

A handwritten signature in blue ink, appearing to read 'L. Markland', is written over the 'FROM:' line of the memorandum.

As you probably are aware the state has enacted new legislation changing the state law regarding fireworks. The city is limited in restricting the use and/or sale of fireworks. Several communities have passed ordinances implementing restrictions that are available through the state law. I have included a couple of recent ordinances that have been enacted. The administration is seeking guidance from the City Council on this issue. Fire Chief Bob Carinduff, Police Chief Aro and City Attorney Schultz will be in attendance for the discussion.

**CITY OF FERNDALE
REQUEST FOR COUNCIL ACTION**

FROM: Fire Chief Kevin Sullivan and Fire Marshal Brian Batten

SUBJECT: Approval of adoption of an Ordinance amending Chapter 9, to add Article IV, Fireworks, Sections 9-50 through 9-53.

SUMMARY & BACKGROUND:

In consultation with Fire Chief Sullivan and Fire Marshal Batten requested a review of Public Act 256 of 2011 effective January 1, 2012 which modified local authority over the regulation of consumer fireworks. At their request, the attached draft ordinance was prepared to regulate consumer fireworks as permitted by the Act. The draft ordinance would preclude the utilization of consumer fireworks except on the day before, the day of, or the day after national holidays as provided under the Act. Consumer fireworks are defined as, "fireworks devices that are designed to produce visible efforts by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States consumer product safety commission under 16 CFR parts 1500 and 1507, and that are listed in APA standard 87-1, 3.1.2, 3.1.3, or 3.5." Consumer fireworks do not include low-impact fireworks such as ground or handheld sparklers.

ATTACHMENTS: Ordinance to amend Chapter 9, adding Article IV, Fireworks, Sections 9-50 through 9-53.

COUNCIL AGENDA DATE: April 23, 2012

CITY ATTORNEY REVIEW: P. Daniel Christ

DIRECTOR REVIEW: Fire Chief Kevin Sullivan and
Fire Marshal Brian Batten

RECOMMENDED ACTION:

Moved by _____, seconded by, _____ to approve the submitted Ordinance amending Chapter 9, to add Article IV, Fireworks, Sections 9-50 through 9-53.



HAFELI
STARAN
HALLAHAN
& CHRIST, P.C.

Attorneys at Law

4190 Telegraph Road, Suite 3000
Bloomfield Hills, Michigan 48302-2082

Main (248) 731-3080
Fax (248) 731-3081

P. Daniel Christ
Direct (248) 731-3085
dchrist@hshclaw.com

April 13, 2012

Ms. J. Cherilynn Tallman, City Clerk
City of Ferndale
300 E. Nine Mile Road
Ferndale, Michigan 48220-1797

Via E-Mail

Re: Chapter 9, Article IV, Fireworks

Dear Cherilynn:

Enclosed please find a draft ordinance for consideration by Council which would allow for regulation of consumer fireworks as permitted by Public Act 256 of 2011. The Act allows for a local unit of government to enact an ordinance regulating the ignition, discharge and use of consumer fireworks, except such ordinance shall not regulate the use of consumer fireworks on the day preceding, the day of, or the day after a national holiday. The draft of this ordinance was previously forwarded to the Ordinance Committee for review and there were no concerns raised. Consumer fireworks do not include low-impact fireworks such as ground and handheld sparkling devices.

If you have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,

P. Daniel Christ

PDC/bbo

Enc.

cc: Ms. April L. McGrath, City Manager
Mr. Kevin Sullivan, Fire Chief
Mr. Brian Batten, Fire Marshal
Ordinance Committee Member T. Scott Galloway
Ordinance Committee Member Mike Lennon



HAFELI
STARAN
HALLAHAN
& CHRIST, P.C.

Attorneys at Law

4190 Telegraph Road, Suite 3000
Bloomfield Hills, Michigan 48302-2082
www.hshclaw.com

Main (248) 731-3080
Fax (248) 731-3081

P. Daniel Christ
Direct (248) 731-3085
dchrist@hshclaw.com

March 16, 2012

Councilmember T. Scott Galloway
26026 Woodward Avenue
Royal Oak, Michigan 48067

Via E-Mail

Councilmember Mike Lennon
732 Allen
Ferndale, MI 48220

Re: Chapter 9, Fireworks

Dear Scott and Mike:

Enclosed for your review please find a proposed amendment to the Ferndale Code, Sections 9-50 through 9-53, which has been requested by Fire Chief Sullivan and Fire Marshall Batten. The purpose of the proposed ordinance amendment is to amend the city's code of ordinances consistent with Public Act 256 of 2011 effective January 1, 2012 regulating the purchase, possession, sale and use of certain categories of fireworks. The Act limits the ability of a local unit of government to enact or enforce an ordinance pertaining to the sale, display, storage, transportation or distribution of fireworks. The Act does allow for a local unit of government to enact an ordinance regulating the ignition, discharge and use of consumer fireworks, except such ordinance shall not regulate the use of consumer fireworks on the day preceding, the day of, or the day after a national holiday.

Accordingly, the proposed ordinance amendment provides in section 9-51, "No person shall ignite, discharge or use consumer fireworks within the city, except this prohibition shall not preclude any person from the ignition, discharge and use of consumer fireworks on the day preceding, the day of, or the day after a national holiday . . .".

If you have any questions or comments with respect to this draft ordinance amendment, please do not hesitate to contact me.

Very truly yours,

P. Daniel Christ

PDC/bbo

Enc.

cc: Ms. April L. McGrath, City Manager
Kevin P. Sullivan, Fire Chief
Brian Batten, Fire Marshall

ORDINANCE NO. 1124

CITY OF FERNDALE
OAKLAND COUNTY, MICHIGAN

AN ORDINANCE AMENDING CHAPTER 9, FIRE PREVENTION AND PROTECTION, TO ADD ARTICLE IV, FIREWORKS, SECTIONS 9-50 THROUGH 9-53 TO THE CODE OF ORDINANCES OF THE CITY OF FERNDALE.

THE CITY OF FERNDALE ORDAINS:

Part I. The City of Ferndale Code of Ordinances, Chapter 9, Fire Prevention and Protection to add Article IV, Fireworks, Sections 9-50 through 9-53, is amended as follows:

Sec. 9-50. Definitions.

Consumer fireworks means fireworks devices that are designed to produce visible efforts by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States consumer product safety commission under 16 CFR parts 1500 and 1507, and that are listed in APA standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low-impact fireworks.

Display fireworks means large fireworks devices that are explosive materials intended for use in fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation, as provided in 27 CFR 555.11, 49 CFR 172, and APA standard 87-1, 4.1.

Firework or fireworks means any composition or device, except for a starting pistol, a flare gun, or a flare, designated for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, and special effects.

Low-impact fireworks means ground and handheld sparkling devices as that phrase is defined under APA standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.

Novelties means that term as defined under APA standard 87-1, 3.2, 3.2.1, 3.2.2, 3.2.3, 3.2.4, and 3.2.5 and all of the following:

- (i) Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps containing not more than .25 of a grain of explosive content per cap, in packages labeled to indicate the maximum explosive content per cup.

- (ii) Toy pistols, toy cannons, toy canes, toy trick noisemakers, and toy guns in which toy caps as described in subparagraph (i) are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion.
- (iii) Flitter sparklers in paper tubes not exceeding 1/8 inch in diameter.

Sec. 9-51. Prohibition on use of consumer fireworks.

No person shall ignite, discharge or use consumer fireworks within the city, except this prohibition shall not preclude any person from the ignition, discharge and use of consumer fireworks on the day preceding, the day of, or the day after a national holiday consistent with Sec. 7 (2) of Public Act 256 of 2011.

Sec. 9-52. Enforcement.

The Fire Chief, his designees and sworn law enforcement officers are authorized to enforce the provisions of this ordinance.

Sec. 9-53. Violations, Fines and Penalties.

Any person, firm, or corporation violating the provisions of this law shall be guilty of a misdemeanor, punishable by up to ninety (90) days in jail and/or a fine up to \$500.00.

Part II. Savings Clause.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law enforced when they are commenced.

Part III. Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a Court of competent jurisdiction, the remainder of the ordinance shall not be affected.

Part IV. Repeal.

All regulatory provisions contained in other city ordinances which are inconsistent with the provisions of this ordinance, are repealed.

Part V. Effective Date; Publication.

This ordinance shall become effective upon publication of a notice in a newspaper circulated in the city, stating the date of the enactment and the effective date of the ordinance, a brief notice as to the subject matter of this ordinance, and such other facts as the city clerk shall deem pertinent

and that a copy of the ordinance is available for public use and inspection at the office of the city clerk.

MADE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FERNDALE, OAKLAND COUNTY, MICHIGAN, THIS ___ DAY OF _____, 2012.

DAVE COULTER, MAYOR

J. CHERILYNN TALLMAN, CITY CLERK

Date of Adoption: _____

Date of Publication: _____

CERTIFICATE OF ADOPTION

I certify the foregoing is a true and complete copy of the Ordinance passed at a meeting of the Ferndale City Council held on the ___ day of _____, 2012.

J. CHERILYNN TALLMAN, CITY CLERK

CITY OF FERNDALE
NOTICE OF ADOPTION
ORDINANCE 1124

The City of Ferndale has adopted Ordinance No. 1124, amending Chapter 9, Fire Prevention and Protection to add Article IV, Fireworks, Sections 9-50 through 9-53. This Ordinance shall be effective upon publication. A true copy of the ordinance may be inspection or obtained at the office of the City Clerk.

J. CHERILYNN TALLMAN, CITY CLERK

Commission Letter #163-12
Commission Meeting: 5/21/2012

RE: 2012 Fireworks Ordinance – First Reading

May 14, 2012

The Honorable Mayor
and
Members of City Commission

On January 1, 2012, the Michigan Fireworks Safety Act, Public Act 256 of 2011, became effective. The Act repealed the former sections of the Michigan Penal Code regarding fireworks, and established new regulations regarding the purchase, possession, sale and use of fireworks.


Generally speaking, fireworks are now divided into four classifications: display fireworks, consumer fireworks (firecrackers, bottle rockets, and roman candles), low-impact fireworks (ground-based or handheld sparklers) and novelties (party poppers, snappers, snakes and smoke balls). Under the Act, a local unit of government is expressly prohibited from enacting or enforcing any ordinance that regulates the sale, display, storage, transportation, or distribution of fireworks. A local unit of government may regulate the ignition, discharge and use of consumer fireworks, but not on the day before, the day of, and the day after a national holiday.

Attached for your consideration on first reading is an ordinance that would (1) repeal the existing fireworks ordinance, (2) prohibit the ignition, discharge and use of consumer fireworks on any day other than the day before, day of, and day after a national holiday, and (3) prohibit the possession of consumer fireworks by a minor. A violation of the ordinance would be a civil infraction, punishable by a fine of up to \$500, plus the costs of prosecution.

If the Commission approves of the proposed ordinance, the following resolution would be appropriate:

BE IT RESOLVED, that the 2012 Fireworks Ordinance is approved on first reading.

Respectfully submitted,


David W. Gillam
City Attorney

cc: Donald E. Johnson, City Manager
Melanie Halas, City Clerk
Corrigan O'Donohue, Interim Chief of Police
Charles E. Thomas, Interim Fire Chief
Tom Nikkila, Fire Marshal

ORDINANCE NO. 12- ____

AN ORDINANCE TO REPEAL EXISTING CHAPTER 345 OF THE CITY CODE, "FIREWORKS", AND TO ADOPT A NEW CHAPTER TO PROVIDE FOR THE REGULATION OF THE IGNITION, DISCHARGE AND USE OF CONSUMER FIREWORKS, AS ALLOWED UNDER THE MICHIGAN FIREWORKS SAFETY ACT, MCL 28.451 ET SEQ., AS AMENDED

THE CITY OF ROYAL OAK ORDAINS:

Section 1. Short Title. This ordinance shall be known and may be cited as the "2012 Fireworks Ordinance."

Section 2. Statement of Purpose. This is an ordinance to repeal existing Chapter 345 of the City Code, "Fireworks", and to adopt a new chapter to provide for the regulation of the ignition, discharge and use of consumer fireworks, as allowed under the Michigan Fireworks Safety Act, MCL 28.451 et seq., as amended.

Section 3. Definitions. As used in this ordinance, the following terms shall be defined as follows:

- (A) "APA standard 87-1" means 2001 APA standard 87-1, standard for construction and approval for transportation of fireworks, novelties, and theatrical pyrotechnics, published by the American pyrotechnics association of Bethesda, Maryland.
- (B) "Consumer fireworks" means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States consumer product safety commission under 16 CFR parts 1500 and 1507, and that are listed in APA standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low-impact fireworks.
- (C) "Fireworks" means any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation.
- (D) "Low-impact fireworks" means ground and handheld sparkling devices as that phrase is defined under APA standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.
- (E) "Minor" means an individual who is less than 18 years of age.
- (F) "National holiday" means the following legal public holidays:
 - (1) New Years' Day, January 1.
 - (2) Birthday of Martin Luther King, Jr., the third Monday in January.
 - (3) Washington's Birthday, the third Monday in February.
 - (4) Memorial Day, the last Monday in May.
 - (5) Independence Day, July 4.
 - (6) Labor Day, the first Monday in September.
 - (7) Columbus Day, the second Monday in October.
 - (8) Veteran's Day, November 11.
 - (9) Thanksgiving Day, the fourth Thursday in November.
 - (10) Christmas Day, December 25.

Section 4. Ignition, Discharge and Use of Consumer Fireworks.

A person shall not ignite, discharge or use consumer fireworks, except on the day preceding, the day of, or the day after a national holiday.

Section 5. Possession of Consumer Fireworks by Minor.

A minor shall not possess consumer fireworks.

Section 6. Determination of Violation; Seizure.

If a police officer determines that a violation of this ordinance has occurred, the officer may seize the consumer fireworks as evidence of the violation.

Section 7. Penalty.

- (A) A violation of this ordinance is a civil infraction, punishable by a fine of up to \$500.00, plus the costs of prosecution.
- (B) Following final disposition of a finding of responsibility for violating this ordinance, the City may dispose of or destroy any consumer fireworks retained as evidence in that prosecution.
- (C) In addition to any other penalty, a person that is found responsible for a violation of this ordinance shall be required to reimburse the City for the costs of storing, disposing of, or destroying consumer fireworks that were confiscated for a violation of this ordinance.

Section 8. Severability. If any Section, subsection, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion of this ordinance, and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 9. Savings. All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 10. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect. The current Chapter 345, "Fireworks" is repealed in its entirety.

Section 11. Effective Date. This ordinance shall take effect ten (10) days after the final passage thereof.



Fireworks in Michigan



Legal Consumer Fireworks



Aerials



Reloadable Shell Device

Roman Candles



Missile Type
Rockets



Helicopter/
Aerial Spinners



Bottle Rockets/ Sky Rockets



Firecrackers



Single Tube
Device with
Report

Legal Low Impact Fireworks

Ground Based or Handheld Sparklers



Sparklers &
Sparkler Trees



Cylindrical



Cone



Square



Calif. Rocket

May Not Have More Than 500g of Explosive Mixture.

Sparkling Wheel Devices



Ground Sparkling Devices



Ball & Disk



Cylindrical

Smoke Devices



Cylindrical



Smoke Cone



Calif. Smoke Candle

Novelties



Snappers/ Drop Pops



Snakes



Party Poppers



Smoke Ball



Sparkling Devices

Novelties are not regulated in Michigan.

Questions Regarding Fireworks? www.michigan.gov/bfs

Memorandum



THE CITY OF
FENTON

DATE: June 1, 2012

TO: Mayor Sue Osborn and City Council

FROM: Lynn Markland, City Manager

RE: Community Center Management Agreement

Enclosed is a Community Center Operations Agreement Criteria as prepared by Patric Parker. This was discussed with Doran Kasper, Patric Parker, Mayor Osborn, Councilwoman Lockwood and myself. I have not had time to properly review the document, however, after briefly reviewing the document I have found some items that are not accurate. I am sure that they are unintentional omissions. I will discuss them with Patric on Monday. This will be a discussion regarding the criteria and it is my hope that we can then move forward with creating an agreement that will be approved at the June 11th Council meeting.

Community Center Operations Agreement Criteria

The City of Fenton (the "City") and the Fenton Community & Cultural Center (the "Community Center") will agree to the following:

1. The City will have up to twelve (12) days/uses per year of the Fenton Community & Cultural Center building (the "Building") without charge, subject to the following: (a) only actual City functions (not personal events); (b) uses are subject to existing scheduling conflicts; (c) the City must follow regular Community Center notice and scheduling procedures (d) all Events must be scheduled by the City Manager.
2. The Community Center will provide an annual financial report that will be published in a newspaper and/or website. The Community Center will also provide copies of its regular monthly financial reports to the City which will be internally prepared, as well as year-end reports and copies of any audit reports.
3. The Community Center will annually provide the City a copy of their 990 form.
4. The Community Center will agree to join with the City to create a "Capital Expenditures Fund" (the "Fund") for the benefit of the Building, to which both bodies will contribute. The Fund shall be held by the City as a "restricted" or "committed" fund balance. The Board of Governors each year in January will commit to contributing not less than 25% of the annual "net income" of the Community Center as shown on its internally prepared financial statements, or \$5,000.00, whichever is more. The City will budget and contribute annually an amount equal to the contribution of the Community Center. The Fund may be used for capital repairs and replacements of the Building, its fixtures and equipment and for no other purpose. Expenditures shall only be made from the Fund upon approval of both the City Council and the Board of Governors, with such expenditures being proposed by the Board of Governors to the City Council.
5. The Community Center will have a financial audit performed not less than once every three years. The audit will follow GAAP as applied to nonprofit entities.
6. The Open Meetings Act, MCL 15.261 et seq., applies to "public bodies". While the Board of Governors is not, nor can it by its own election become, a public body, the Board of Governors will agree to conduct four (4) of its regular Board of Governors meetings each calendar year (one each calendar quarter) in a manner which is open to the public (the "Board Open Meetings"). Prior notice of the Board Open Meetings will be posted publically and on the web site of the Community Center. The Board Open Meetings will include an opportunity for members of the public to address the Board Open Meeting under rules established by the Board of Governors. Neither members of the public nor members of the press are intended to be third party beneficiaries of this paragraph 6, and the right to enforce this paragraph 6 will lie exclusively with the City.

7. The Freedom of Information Act, MCL 15.231 et seq., applies to "public bodies". While the Board of Governors is not, nor can it by its own election become, a public body, the Board of Governors will give copies of "Community Center Records" which are not privileged or exempt to the City upon request by the City Manager. A "Community Center Record" means a writing prepared, owned, used, in the possession of, or retained by the Community Center in the performance of an official function, from the time it is created.
8. The Community Center presently has no employees. If they become an employer in the future, they will comply with the full range of Michigan statutes, such as the Elliott-Larsen Civil Rights Act, MCL 37.2101 et seq, which require equal opportunity employment practices. The Community Center will additionally comply with any employment requirements of any public grants which benefit the Community Center or the Building.
9. Before filling any vacancy on the Board of Governors, the Board will post such vacancy and accept expressions of interest from any interested parties. The decision to fill a vacancy shall be made at a Board Open Meeting conducted according to paragraph 6 above. The Board of Governors retains its existing authority to appoint members and fill its vacancies.
10. Any alterations or additions to the exterior of the Building shall first be approved by both the City Council and the Board of Governors. This does not impair the authority of the Board of Governors to purchase and repair furniture, fixtures and equipment, or to repair or maintain the Building.



CITY OF FENTON

Memorandum

DATE: June 1, 2012

TO: Lynn Markland, City Manager 

FROM: Jennifer Naismith, City Clerk 

RE: Workers Compensation Insurance

The City of Fenton's workers compensation insurance policy is up for renewal on July 1, 2012. The City's current provider is Accident Fund, which is serviced by Brown and Brown here in Fenton. In the interest of fiscal responsibility, we have received quotes from different companies to provide workers compensation insurance for the City for the upcoming 2013 Fiscal Year.

Attached you will find supplemental documentation outlining the proposals from Accident Fund for renewal, MML for a new policy, and the State of Michigan's Assigned Risk pool.

At this time, I request that the City Council provide feedback to the administration regarding how you they would like to proceed with attaining workers compensation insurance for the City.

WORKER'S COMPENSATION POLICY

Named Insured: City Of Fenton
 Company Name: Accident Fund Company AM Best Rating: A-
 Policy Term: 7/1/2012 to 7/1/2013

Limits	Coverage Description
As Required	Workers' Compensation
\$ 500,000	Employer's Liability – Each Accident
\$ 500,000	Employer's Liability – Disease-Policy Limit
\$ 500,000	Employer's Liability – Disease-Each Employee

* Higher limits may be available
 * Exposures are subject to audit

Additional Conditions and Endorsements

[Y] Managed Care Option

	Factor	Estimated
Premium		
Total		\$ 148,887.00
Increased Limits		\$ 1,414.00
Catastrophe/Terrorism		\$ 1,107.00
Experience Modification	1.16	\$ 22,857.00
Group/Association Credit	.95	\$ -7,444.00
1800 Claims/Managed Care	.96	\$ -6,298.00
Renewal Credit	.95	\$ -8,286.00
MI Healthcare Credit	.97	\$ -4,723.00
Premium Discount		\$ -13,391.00
Expense Constant		\$ 225.00
Total Estimated Premium		\$ 134,348.00

Workers' Compensation Rating Basis

Loc	Code	Classification	Est. Payroll	Rates	Premium
1	9410	Municipal, Twp, County or State Employee Noc	183,795	1.56000	2,867.00
1	9102	Park, Municipal	129,472	4.44000	5,749.00
1	9015	Janitorial Operations & Custodial Care	56,943	6.00000	3,417.00
1	8868	Safety Patrol Officers	18,485	.89000	165.00
1	9156	Theatres Noc. Players, Entertainers	4,453	1.99000	89.00
1	9104	Lifeguard, Municipal	31,396	4.04000	1,268.00
1	8810	Clerical Office Employee	958,735	.32000	3,068.00
1	7520	Waterworks Operation	353,817	5.94000	21,017.00
1	5509	Street or Road Maintenance	459,959	5.94000	27,322.00
1	0042	Landscape Gardening	799	8.66000	69.00
1	7720	Police Officers	1,107,921	5.31000	58,831.00
1	7704	Firefighters	291,303	7.29000	21,236.00
1	7580	Sewage Disposal Plant Operation	92,423	4.10000	3,789.00

*** Exposures are subject to audit**

WORKERS' COMPENSATION LOCATION SCHEDULE

Location Number	Location Address (Street, City, State, Zip)
1	301 S Leroy St Fenton MI 48430-2162
2	205 E Caroline Fenton MI 48430-9999
3	15300 North Rd Fenton MI 48430-9999
4	200 N Alloy Fenton MI 48430-9999
5	311 S Leroy St Fenton MI 48430-9999

PREMIUM SUMMARY

Named Insured: City of Fenton

Company Name: Accident Fund Company

AM Best Rating: A-

DESCRIPTION OF COVERAGE	PREMIUM
Workers' Compensation	\$ 134,348.00
	\$
Total Estimated Premium	\$ 134,348.00

Michigan Municipal League Workers' Compensation Fund
PRICING INDICATION FOR WORKERS' COMPENSATION

Quote # APP6940201

Insured:

Fenton, City Of
301 S. Leroy Street

Fenton, MI 48430

Agent:

Meadowbrook Insurance Group
26255 American Drive

Southfield, MI 480346112

Effective Date: 07/01/2012 **Expiration Date:** 07/01/2013 **Quote Date:** 06/01/2012

Location # 01 Address: 301 S. Leroy Street
Fenton, MI 48430

STATE: MI COVERAGE: Statutory

CODE	CLASSIFICATION	ESTIMATED ANNUAL PAYROLL	RATE	PRORATED PREMIUM	ANNUAL PREMIUM
9410-00	Municipal Employee	152,595	1.05	1,602	1,602
Totals:		3,689,501		100,508	100,508
PREMIUM SUBJECT TO MODIFICATION				100,508	100,508
Experience Modification: 1.01				1,005	1,005
TOTAL MODIFIED PREMIUM				101,513	101,513
Size of Premium Factor: -7.50 %				-5,738	-5,738
Expense Constant:				150	150
ESTIMATED PREMIUM				\$95,925	\$95,925
TOTAL ESTIMATED PREMIUM				95,925	95,925

Employers Liability Limit: \$500,000

Michigan Municipal League Workers' Compensation Fund

PRICING INDICATION FOR WORKERS' COMPENSATION

Quote # APP6940201

Insured:

Fenton, City Of
301 S. Leroy Street

Fenton, MI 48430

Agent:

Meadowbrook Insurance Group
26255 American Drive

Southfield, MI 480346112

Effective Date: 07/01/2012 **Expiration Date:** 07/01/2013 **Quote Date:** 06/01/2012

Location # 01 Address: 301 S. Leroy Street
Fenton, MI 48430

STATE: MI COVERAGE: Statutory

CODE	CLASSIFICATION	ESTIMATED ANNUAL PAYROLL	RATE	PRORATED PREMIUM	ANNUAL PREMIUM
0042-00	Landscaping	799	3.18	25	25
5509-00	Street Operations	459,959	6.00	27,598	27,598
7520-00	Water Operations	353,817	3.35	11,853	11,853
7580-00	Sewer Operations	92,423	2.22	2,052	2,052
7704-02	Volunteer/On-Call Firefighters	291,303	6.87	20,013	20,013
7720-01	Police Officers	1,107,921	2.46	27,255	27,255
8810-01	Clerical-Office	958,735	0.42	4,027	4,027
8810-02	Elected Officials	31,200	0.20	62	62
8868-00	Schools-Professionals	18,485	0.24	44	44
9015-00	Building Operations	56,943	3.42	1,947	1,947
9102-00	Parks & Recreation	129,472	2.64	3,418	3,418
9104-00	Lifeguards	31,396	1.83	575	575
9156-00	Theater-Entertainers	4,453	0.82	37	37

MEMBER
City of Fenton
Estimated Experience Rating
Projection For FY 2012-13
Estimated As Of: 6-1-12

Year	Actual Losses	Primary Losses	Class Code	7/1/2008-09 Payroll	7/1/2009-10 Payroll	7/1/2010-11 Payroll	7/1/2011 to 12/31/2011 Payroll	(takes 1/2 of 4th payroll) #	(Do not use in calculation) True ELR	MOD ELR	Expected Losses	D Ratio	Primary Expected Losses
7/1/2008 to 12/31/2011			0042 Landscaping	10,425	6,995	1,300	799	\$19,121	1.42	1.23	\$235	0.50	\$118
			0106 Tree Pruning					\$0	2.79	2.66	\$0	0.41	\$0
			5192 Parking Meters	1,030	7,128	2,100		\$10,258	1.62	1.55	\$159	0.42	\$67
			5221 Concrete Work					\$0	2.67	2.55	\$0	0.40	\$0
Under \$2,000	\$1,109	\$1,109	5403 Carpentry					\$0	5.04	4.81	\$0	0.39	\$0
	\$896	\$896	5476 Painting					\$0	3.40	3.25	\$0	0.35	\$0
	\$1,553	\$1,553	5509 Street Op	486,140	397,222	368,689	459,959	\$1,482,661	2.44	2.27	\$33,656	0.38	\$12,789
	\$794	\$794	6217 Landfill					\$0	1.92	1.88	\$0	0.37	\$0
	\$0	\$0	6834 Marina Ops					\$0	1.46	1.39	\$0	0.40	\$0
	\$0	\$0	7333 Dredging					\$0	5.60	5.35	\$0	0.60	\$0
	\$0	\$0	7380 Drivers/Ambulance					\$0	1.73	1.69	\$0	0.44	\$0
Over \$2,000	\$11,024	\$5,795	7382 Transit Drivers					\$0	1.84	1.76	\$0	0.39	\$0
	\$24,535	\$7,541	7423 Airport Ops					\$0	1.03	1.01	\$0	0.39	\$0
	\$11,812	\$5,962	7520 Water Ops	467,534	448,606	454,681	353,817	\$1,548,214	1.35	1.29	\$19,972	0.41	\$8,189
	\$60,193	\$8,827	7539 Electric Distribution					\$0	1.09	1.07	\$0	0.40	\$0
	\$8,346	\$5,106	7580 Sewer Ops				92,423	\$46,338	1.01	0.96	\$445	0.38	\$169
	\$64,336	\$8,894	7590 Incineration/Recycle					\$0	2.02	1.98	\$0	0.39	\$0
	\$0	\$0	7610 Radio/TV					\$0	0.21	0.20	\$0	0.44	\$0
	\$0	\$0	7704-01 Firefighters	334,987	352,385	331,344	291,303	\$1,164,767	1.64	1.61	\$18,753	0.37	\$6,939
	\$0	\$0	7704-02 Vol Firefighters					\$0	2.84	2.58	\$0	0.37	\$0
	\$0	\$0	7704-03 Public Safety					\$0	1.16	1.11	\$0	0.37	\$0
	\$0	\$0	7720-01 Police Officers	1,062,554	1,035,053	940,744	1,107,921	\$3,593,829	1.11	1.06	\$38,095	0.41	\$15,619
	\$0	\$0	7720-02 Vol Police Officers					\$0	1.23	1.17	\$0	0.41	\$0
	\$0	\$0	8395 Garage Ops					\$0	1.34	1.28	\$0	0.37	\$0
	\$0	\$0	8601 Architects/Engineers					\$0	0.46	0.44	\$0	0.36	\$0
	\$0	\$0	8742 Salespersons					\$0	0.16	0.15	\$0	0.37	\$0
	\$0	\$0	8810-01 Clerical Office	893,350	865,781	707,794	958,735	\$2,947,606	0.18	0.18	\$5,306	0.40	\$2,122
	\$0	\$0	8810-02 Elected Officials				31,200	\$15,643	0.12	0.11	\$17	0.40	\$7
	\$0	\$0	8810-03 Libraries/Museums					\$0	0.14	0.13	\$0	0.40	\$0
	\$0	\$0	8820 Attorneys/Judges					\$0	0.13	0.12	\$0	0.40	\$0
	\$0	\$0	8829 Extended Care Facility					\$0	2.84	2.78	\$0	0.45	\$0
	\$0	\$0	8831 Animal Shelters					\$0	1.20	1.12	\$0	0.46	\$0
	\$0	\$0	8832 Physicians					\$0	0.13	0.12	\$0	0.44	\$0
	\$0	\$0	8833 Hospital Professionals					\$0	0.86	0.82	\$0	0.41	\$0
	\$0	\$0	8835 Public Health Activities					\$0	1.52	1.38	\$0	0.40	\$0
	\$0	\$0	8868 Schools-Professionals	21,595	18,626	18,550	18,485	\$68,039	0.12	0.11	\$75	0.38	\$28
	\$0	\$0	9015 Building Ops	54,251	101,328	113,662	56,943	\$297,791	1.50	1.40	\$4,189	0.46	\$1,918
	\$0	\$0	9016 Ice Rinks					\$0	0.68	0.67	\$0	0.45	\$0
	\$0	\$0	9033 Housing Authority					\$0	1.11	1.09	\$0	0.42	\$0
	\$0	\$0	9040 Hospital Non-Pro					\$0	5.24	4.88	\$0	0.45	\$0
	\$0	\$0	9060 Municipal Golf Courses					\$0	0.70	0.67	\$0	0.40	\$0
	\$0	\$0	9063 YMCA					\$0	0.47	0.45	\$0	0.52	\$0
	\$0	\$0	9079 Restaurant Ops					\$0	0.84	0.82	\$0	0.46	\$0
	\$0	\$0	9102 Parks & Recreation	32,563	31,624	30,907	129,472	\$160,007	1.16	1.11	\$1,776	0.41	\$728
	\$0	\$0	9103 Crossing Guards					\$0	1.42	1.36	\$0	0.70	\$0
	\$0	\$0	9104 Lifeguards				31,396	\$15,741	0.84	0.82	\$129	0.41	\$53
	\$0	\$0	9156 Theater Operations	6,280	325		4,453	\$8,838	0.34	0.32	\$28	0.50	\$14
	\$0	\$0	9180 Snow Equip Operator					\$0	1.97	1.88	\$0	0.41	\$0
	\$0	\$0	9220 Cemetery Ops					\$0	1.41	1.35	\$0	0.44	\$0
	\$0	\$0	9402 Street/Sewer Cleaning					\$0	1.31	1.25	\$0	0.45	\$0
	\$0	\$0	9403 Refuse Collection					\$0	2.61	2.56	\$0	0.38	\$0
	\$0	\$0	9410 Municipal Employees	295,652	246,965	245,115	152,595	\$864,239	0.62	0.62	\$5,358	0.42	\$2,250
Totals:				\$184,598	\$46,477	\$3,666,361	\$3,512,038	\$3,214,886	\$3,689,501	\$12,243,090	\$128,173		\$51,010

Totals Check: \$12,243,090
\$12,243,090

Actual Excess: \$138,121
Expected Excess: \$77,163
W-Factor 0.09

Actual	Expected
\$46,477	\$51,010
\$88,419	\$88,419
\$12,431	\$6,945
\$147,326	\$146,373

MOD
1.01

Reflects final ELRs and D-ratios.

Used classification with ELR closest to the code. WC Fund does not have these class codes: 5183, 5190, 5551.