

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, April 24, 2006
City Hall Council Chambers
301 South Leroy Street

Meeting was called to order by Mayor Osborn at 7:30 P.M.

The invocation for the evening was given by Associate Pastor Josh Wellborn of the Fenton Freedom Center, followed by the Pledge of Allegiance.

Present: Angeluski, Hammond, King, Moffitt, Osborn, Rauch.

Absent: North (Excused).

Others Present: Michael Senyko, City Manager; Christopher Wren, Assistant City Manager; Stephen Schultz, Legal Counsel; Brent Morgan, Economic Development Director.

PROCLAMATIONS

Mayor Osborn summarized a proclamation recognizing the week of April 30 through May 6, 2006 as Municipal Clerks Week. Osborn also read aloud a proclamation declaring May, 2006 as Bike Month in the City of Fenton.

MINUTES

Moved by Rauch, seconded by Hammond to approve the minutes of the April 3, 2006 work session and the April 10, 2006 regular meeting. Motion carried by voice vote.

ACCOUNTS PAYABLE

Moffitt questioned how many outstanding invoices the City has for Stantec since the transition to HRC and Senyko responded that the City is paying for previous projects that are coming to an end, however he will follow up with an approximate outstanding total and relay that to the Council. Osborn noted the Quarterly sewer invoice from Genesee County which totaled over \$200,000. Senyko stated that this was the bill the City has to pay the County on a quarterly basis.

A motion was made by Hammond, seconded by King to authorize payment of invoices in the amount of \$321,405.69.

YEAS: Hammond, King, Moffitt, Osborn, Rauch, Angeluski.

NAYS:None.

ABSENT: North. Motion carried.

CORRESPONDENCE, MINUTES, & REPORTS

Moffitt expressed his concern about some of the comments within the Downtown Development Authority (DDA) minutes, pertaining to the Old Fire Hall and the acquisition of a liquor license. Senyko stated that the DDA is not applying for a liquor license because a restaurant is only one of the options

for that building. Senyko further explained that Osborn and he have met with representatives from the United Methodist Church so they could proceed with their input, however the church will not meet about this topic any further. Hammond stated that the DDA projects committee has not discussed acquiring a liquor license because it would be up to the business owner to attain the proper licensing and subsequently the license would come before the Council for final approval. Moffitt questioned how many liquor licenses were available in the City and Senyko stated that no new licenses could be issued, however, a liquor license could be transferred into the City from another City.

A motion was made by King and seconded by Hammond to approve and place on file the following minutes and correspondence:

- Minutes from the March 9, 2006 Oakwood Cemetery Board meeting.
- Minutes of the March 15, 2006 Beautification Commission meeting.
- Minutes of the March 21, 2006 Downtown Development Authority meeting.

Motion carried by voice vote.

CITIZENS COMMENTS - None.

RESOLUTION NO. 06-10

Brent Morgan, Economic Development Director, delivered background information on a proposed amendment of the City of Fenton Local Development Finance Authority (LDFA) Development Plan and Tax Increment Financing Plan. Morgan stated that this amendment would allow the LDFA to enter into an agreement with the City that will provide for the sharing of a portion of the captured assessed value between the LDFA and the City, in the amount of \$200,000 for Fiscal Year 2006. Morgan further stated that a public hearing was held on this matter on April 10, 2006 and there was no one in attendance to speak on it.

Rauch expressed his concern that if the LDFA does not have any projects in the next year, then possibly the dissolution of the body should be considered. Senyko stated that the LDFA does have sidewalk projects planned for 2007 and they will commence once the funding is approved in the budget.

Morgan stated that the LDFA is also considering other sidewalk and road projects, including a street extension of Grant Street. King inquired about researching the possibility of re-capturing some of the funds of the LDFA and the DDA back into the City's General Fund and Senyko responded that this concept is still under review at this time.

A motion was made by Moffitt and seconded by Rauch to adopt Resolution No. 06-10 amending the Development Plan and the Tax Increment Financing Plan for the City of Fenton Local Development Finance Authority.

YEAS: King, Moffitt, Osborn, Rauch, Angeluski, Hammond.

NAYS:None.

ABSENT: North. Motion Carried. Resolution adopted.

FIRE CHIEF APPOINTMENT

Senyko presented Robert Cairnduff to the Council as his selection for the position of Fire Chief and gave a description of his qualifications for the position. Senyko also thanked Wren for his

assistance in this process. Cairnduff expressed his gratitude for the opportunity to serve the City in the capacity of Fire Chief.

Angeluski described his own background in firefighting and expressed that the Council had a lot of concern about the hiring of this position. Angeluski stated that the other candidates were very strong and had a lot of support as well. Moffitt mirrored Angeluski's comments and asked Cairnduff to be mindful of the state of the other applicants because they are well qualified individuals, and could be disappointed about the decision. Moffitt further stated that Cairnduff has the opportunity to bring the department together and create his own legacy as the Fire Chief, and wished success for him in doing so. Osborn expressed her congratulations to Cairnduff. King stated that the City has a very well qualified Fire Department and Police Department, and the City is very fortunate to have them. Rauch praised Cairnduff for the work he did for the Fire Board when they were implementing ambulance service. Hammond stated that Cairnduff was of much assistance and is very well qualified for the position.

A motion was made by Angeluski and seconded by Rauch for the City Council to provide their consent to the appointment of Robert C. Cairnduff as the Fire Chief for the City of Fenton.

YEAS: Moffitt, Osborn, Rauch, Angeluski, Hammond, King.

NAYS:None.

ABSENT: North. Motion Carried.

UNIT I COLLECTIVE BARGAINING AGREEMENT

Senyko delivered the detail of the proposed negotiations with bargaining Unit I for a new two-year contract.

A motion was made by Rauch and seconded by Hammond to ratify the proposed tentative agreement with Unit I and authorize the City Manager and City Clerk to sign the resulting agreement incorporating the terms agreed to by the Union and the City and take other appropriate steps related to its implementation. Motion carried by voice vote.

UNIT 2 COLLECTIVE BARGAINING AGREEMENT

Wren delivered the detail of the proposed negotiations with bargaining Unit II for a new two-year contract. Angeluski inquired who the members of Unit II are and Wren answered that Unit II included the Deputy Clerk, Deputy Treasurer, Deputy Assessor, Building Secretary, Police Secretary, Water Billing Clerk, Building Inspector, and the two front office Secretaries.

A motion was made by Hammond and seconded by King to ratify the proposed tentative agreement with Unit II and authorize the City Manager and City Clerk to sign the resulting agreement incorporating the terms agreed to by the Union and the City and take other appropriate steps related to its implementation. Motion carried by voice vote.

MOSQUITO CONTROL CONTRACT EXTENSION

Wren delivered the background information on the proposed extension of the Mosquito Control Contract with Advanced Pest Management (APM). King inquired what time the actual spraying will take place and Wren responded that it is scheduled to take place after midnight. Angeluski asked if there were any changes in the contract and Wren stated that new properties, catch basins, and retention

ponds have been added, as well as creating a schedule for spraying and notification of the schedule to the public. King inquired how the City could inform the public that APM will spray their property at no charge if they are planning an event there. Wren stated that the implementation of the Web side will help spread that particular information.

A motion was made by Hammond and seconded by Osborn to award a one-year contract to Advanced Pest Management, Fenton, for the 2006 mosquito season for a cost not to exceed \$56,497.20. Motion carried by voice vote.

COMPUTER SUPPORT SERVICES CONTRACT

Wren delivered background information for the bid process and specifications of the bid for Computer Support Services for the City.

A motion was made by Rauch and seconded by Moffitt to award the bid for computer support services to Axxon Information Systems for a monthly fee not to exceed \$2,496.00. Motion carried by voice vote.

FENTON CITY HALL CARPET AND PAINT PROJECT

Wren provided background information on the specifications and materials for the Fenton City Hall Carpet and Paint Project. King inquired about the condition of the doors in the Council Chambers and Wren stated that those problems will be addressed within the masonry bid in the next fiscal year.

A motion was made by Hammond and seconded by King to award the bid for carpeting and painting of Fenton City Hall to Midwest Pro Painting, Inc. and Harbor Point Interiors for a fee not to exceed: Carpet - \$29,727.00 and Paint - \$9,980.00. Motion carried by voice vote.

WHITE CANE SALE

A motion was made by Rauch and seconded by King to approve the request of the Fenton Lions Club to hold their annual White Cane Sale within the Fenton City Limits on May 4,5 & 6, 2006. Motion carried by voice vote.

King added that she was happy to see that the sale of the white canes was not going to take place in the streets because it is much safer.

ZONING BOARD OF APPEALS APPOINTMENT

A motion was made by Rauch and seconded by Osborn to approve the appointment of Leo Langford to the Fenton Zoning Board of Appeals to fill a vacant term to expire June 30, 2008. Motion carried by voice vote.

SET PUBLIC HEARING

A motion was made by Osborn and seconded by Rauch to set a public hearing for May 8, 2006 to accept public comments on the 2005-2006 Interim Budget and the proposed 2006-2007 Fiscal Budget. Motion carried by voice vote.

CALL TO AUDIENCE

Ted Hampton, property owner, addressed the Council on the possible interest of purchasing his

property at 206 E. Caroline. Hampton discussed many possibilities this property could be used for in conjunction with the library. Senyko asked that he discuss this matter with the City Administration at greater length. King reminded Hampton that the Council does not usually make decisions on items that are brought to them during the Call to the Audience.

Anthony Brown, of 318 W. Caroline, expressed his displeasure at the condition of some of the homes on his street, indicating that they are in serious disrepair. Brown demanded that some action be taken to correct these problems in his neighborhood. Senyko will follow up on this matter.

CITY MANAGER'S REPORT

Senyko reminded the Council that the Downtown Master Plan Open House will be held on May 3, 2006 from 5:00PM to 8:00PM at the Fenton Community Center. Senyko stated that there will be discussion about the long-term condition of the downtown, as well as an implementation strategy. Senyko further stated that they are seeking public comments and input, so anyone is encouraged to come. Osborn agreed that the public opinion is very important.

COUNCIL MEMBER COMMENTS

Angeluski commented on the remarks at the last meeting concerning the Southern Lakes Millage. Angeluski reviewed some documentation about the implementation of Southern Lakes and stated that he feels that Southern Lakes is reaching too far beyond their limitations and additionally, the money is being spent inappropriately. Osborn stated that Vince Paris will be at the next work session to discuss this topic in more detail at that time.

King stated that Marjorie Hodges, of the Loose Senior Citizen Center, requested to come before the Council and explain why they would like the City to opt out of the Interlocal Agreement. Osborn stated that Schultz is reviewing the agreement. King stated that there are some attendance issues with the Loose Board and it is hard for them to get a quorum.

LEGAL COUNSEL REPORT

Schultz stated that he is currently working on the paint issue at the Water Plant. Schultz also informed the Council that there will be some changes to the Zoning Ordinance as of July 1, 2006. These changes include the provision that Council representatives cannot chair the Planning Commission, there must be a member of the Planning Commission that serves on the ZBA, as well as some notification provisions. Schultz stated that the Council will have to formally adopt the change in the ordinances.

MAYOR'S COMMENTS

Mayor Osborn thanked everyone for a good meeting.

Meeting adjourned at 9:09 PM.

Mayor Sue Osborn

Deputy City Clerk, Jennifer Wills