

CITY OF FENTON COUNCIL PROCEEDINGS
Monday, June 12, 2017
City Hall Council Chambers
301 South LeRoy Street

Mayor Osborn called the meeting to order at 7:30 PM.

The invocation for the evening was the Lord's Prayer and was followed by the Pledge of Allegiance.

Present: Draves, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Smith.
Absent: None.
Others Present: Lynn Markland, City Manager; Christopher Patterson, Legal Counsel; Michael Hart, Assistant City Manager; Dan Czarnecki, Director of Public Works; Stephen Guy, Water Plant Supervisor; Bob Cairnduff, Fire Chief and Jason Slater, Interim Police Chief.

MAYOR'S COMMENTS – Osborn congratulated all those receiving Lifesaving Awards tonight. She commented the flowers around the City are beautiful and thanked Gerych's for their help. She thanked Councilmembers McDermott and Lockwood for their work through Southern Lakes Parks and Recreation on the Loose Senior Center funding.

CITY MANAGER'S REPORT – Markland reported on the following:

- Congratulated all those receiving awards tonight.
- The development agreement for the 111 Leroy Place project is being worked on and construction will probably begin next year.
- Construction on the Horizon Building should start within the next few weeks.
- Work on the Caroline Street extension should begin around the 4th of July.
- Champagne & Marx are the low bidders for the Poplar Street project. They will also be the contractors for the Caroline Street extension and worked on the Streetscape project.
- The Parks and Recreation Board is finishing work on the updated Parks Master Plan.

COUNCIL MEMBER COMMENTS

Smith expressed concerns with the maintenance of some of the medians and islands around town. She looked at the maintenance contracts and found there were two contracts in place – one for mowing and for weeding & maintenance. She asked if both contracts have been renewed. Markland responded he will look at the contracts.

Lockwood congratulated the recent graduates of Fenton High School. She gave an update on recent Art Walk Committee, Beautification Commission and Loose Center meetings and activities.

McDermott commented regarding Loose Center funding. He stated the Rave Run was held last Friday and he did not notice any of the problems experienced at last year's event.

Draves commented regarding a recent family oriented event at the Library which had a good turnout.

All Councilmembers congratulated all the individuals receiving Lifesaving Awards tonight.

LEGAL COUNSEL REPORT – Patterson commented his office is working on the agreement for the 111 Leroy Place project. Draft documents have been started for the Horizon development agreement and a meeting is planned to review the IFT for Crust.

CITIZEN COMMENTS – Cheryl King asked to speak on the appointment to the Solid Waste Committee.

PRESENTATION OF LIFESAVING AWARDS

Cairnduff stated on March 7th, the City’s 911 center received a call for a possible electrocution at the old Pizza Hut restaurant on Owen Road. Police, Fire and EMS units were dispatched to the scene and found the 23 year old victim was not breathing and did not have a pulse. CPR was initiated and the victim was shocked twice with an Automated External Defibrillator (AED). After approximately five minutes of CPR and the two shocks from the AED, the victim regained a pulse. STAT-EMS then transported the victim to Genesys Health Park, where he was admitted and made a full recovery. Mayor Osborn, Fire Chief Cairnduff and City Manager Markland presented the following individuals with the following awards and thanked them for their work in this situation:

Assistant Chief Charlie Koan	CPR Save Pin
Lieutenant Casey Gilbert	CPR Save Pin
Firefighter Al Morea	CPR Save Pin
Paramedic Bradley Schwartz	CPR Save Pin
EMT Timothy LeBlanc	CPR Save Pin
Dispatch Supervisor Samantha Sturgis	911 Lifesaver Pin

CONSENT AGENDA

Osborn reviewed all items that were on the Consent Agenda.

Smith asked that the appointment of Scott Grossmeyer to the Solid Waste Committee be removed from the Consent Agenda to be acted on separately.

A motion was made by Lockwood and seconded by Draves to approve the consent agenda containing the following items:

- Authorize payment of invoices in the amount of \$132,289.36.
- Approve and place on file the minutes of the April 27, 2017 Planning Commission meeting, the April 22, 2017 City Council budget session and the May 22, 2017 City Council meeting.
- Approve a proclamation celebrating the Open Gate Garden Club’s 25th anniversary.
- Approve request from Habitat for Humanity to conduct the Annual Bastille Day 15K run and 5K run/walk on Saturday, July 15, 2017.
- Approve request from Red Fox Outfitters to conduct the 1st Annual Red Fox “Block Park” 5k run on Saturday, October 14, 2017.

YEAS: Draves, Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Smith.

NAYS: None.

ABSENT: None. Motion carried by a roll call vote.

Cheryl King, 14432 Appletree Lane, commented on the appointment of Scott Grossmeyer to the Solid Waste Committee and stated she has previously expressed concerns regarding appointments to City Boards and Commissions to both the Mayor and Mayor Pro Tem. She asked how many Boards and Commissions each Councilmember serves on and is concerned that Councilmember Smith only serves on one board when other Councilmembers serve on more than one. She further stated she has submitted applications for various boards and commissions. Council discussed the process for appointments to Boards and Commissions.

Smith commented she was interested in serving on the Solid Waste Committee and inquired why she has not been appointed to more committees. Lockwood clarified the appointment to the Solid Waste Committee is on the agenda because she asked for it to be placed on the agenda and it was her who recommended appointing Councilman Grossmeyer. There were issues brought up at last month's DDA meeting regarding recycling issues in the downtown area and she would like the committee to meet to address these issues.

A motion was made by McDermott and seconded by Draves to appoint Scott Grossmeyer to the Solid Waste Committee.

YEAS: Grossmeyer, Jacob, Lockwood, McDermott, Osborn, Smith, Draves.

NAYS: None.

ABSENT: None. Motion carried by a roll call vote.

VISION AND DENTAL INSURANCE CONTRACT

Markland stated this was discussed at last week's work session. Switching to Unum for vision and dental insurance will save the City approximately \$9,000. He is recommending Council approve the contracts with Unum.

A motion was made by McDermott and seconded by Grossmeyer to approve the contract with Unum for vision and dental coverage, pending approval by the employee unions and authorize the City Manager to sign the contract documents.

YEAS: Jacob, Lockwood, McDermott, Osborn, Smith, Draves, Grossmeyer.

NAYS: None.

ABSENT: None. Motion carried by a roll call vote.

RADIOS FOR POLICE AND FIRE DEPARTMENTS

Cairnduff stated this was discussed at last week's work session. He is looking for approval to proceed with the project.

A motion was made by McDermott and seconded by Jacob to approve the purchase of 66 new Motorola 800 MHz radios from Blumerich Communications and a six year service contract with Motorola Solutions totaling \$245,112.06 and also authorize payment of activation fees to the State of Michigan in the amount of \$16,500, pending financing of the purchase from a local banking institution. Motion carried by a unanimous voice vote.

SELF CONTAINED BREATHING APPARATUS (SCBA) COMPRESSOR SYSTEM PURCHASE

Cairnduff stated this purchase is budgeted for in the current fiscal year budget. Bids were received and reviewed at last week's work session. He is looking for approval to move forward with the purchase.

A motion was made by Smith and seconded by McDermott to award the bid for an SCBA Compressor System to Douglas Safety Systems in the amount of \$44,000, approval of electrical and ventilation modifications totaling \$1,350 and approval to purchase a six year service and testing package in the amount of \$6,382.90. Motion carried by a unanimous voice vote.

WELLHEAD PROTECTION GRANT

Guy stated the Wellhead Protection grant application is due to be submitted to the MDEQ by June 15, 2017 for the state's 2018 fiscal year, which begins October 1, 2017. He reviewed work done by the Wellhead Protection Committee which includes management strategies and public outreach/education. The total cost of the Wellhead Protection program is \$10,000 and grant funding is a 50/50 match, so the City's portion would be \$5,000. He is recommending Council approve the application.

A motion was made by Grossmeyer and seconded by Draves to apply for a Wellhead Protection Grant for 2018, with a City match of \$5,000 and authorize the City Manager to sign the required documents. Motion carried by a unanimous voice vote.

POPLAR STREET RESURFACING PROJECT (RESOLUTION NO. 17-10)

Czarnecki stated the City has received funding through MDOT to replace, realign and resurface Poplar Street from Silver Lake Road to North Road. The project is scheduled to be completed during the 2017 construction season. The resurfacing and realignment project is estimated at \$646,000, with the City set to receive \$522,500 in federal transportation money from MDOT. The remaining project costs, estimated at \$124,100 will be the City's responsibility. He stated the project will start as an Advance Construction project with the City paying for construction work until money becomes available from the federal government and MDOT is able to release the funds. Contracts with the State of Michigan, along with a resolution authorizing the City Manager to sign the documents are required by MDOT to move the project forward. He is recommending approval of the contract documents and resolution.

A motion was made by Smith and seconded by McDermott to approve the contract with the Michigan Department of Transportation for the Poplar Street Resurfacing and Realignment Project (Contract #17-5248) and approve Resolution No. 17-10, which authorizes the City Manager to sign the contract documents.

YEAS: Lockwood, McDermott, Osborn, Smith, Draves, Grossmeyer, Jacob.

NAYS: None.

ABSENT: None. **RESOLUTION DECLARED ADOPTED.**

SET PUBLIC HEARING DATE

A motion was made by Osborn and seconded by McDermott to set a public hearing on June 26, 2017 to accept public comment on the Parks Master Plan. Motion carried by a unanimous voice vote.

SALE OF CITY OWNED PROPERTY

Hart stated the City received a number of vacant residential properties through the tax foreclosure process. The City sent out a request for bids for four vacant lots in the Orchard Hills development and two vacant lots in the Eagles on the Waters Edge development. The high bidder for all lots, in both developments, was Allen Edwin Homes and he is recommending City Council accept the bids.

ORCHARD HILLS

A motion was made McDermott and seconded by Draves to accept the bid from Allen Edwin Homes to purchase the vacant parcels located at 747 Maple Tree Drive, 709 Plum Tree Lane, 724 Plum Tree Lane and 983 Plum Tree Lane at a price of \$22,500 per parcel and authorize the City Manager to negotiate on behalf of the City and sign purchase agreements for each parcel. *Motion rescinded.*

Patterson stated a single purchase agreement will be executed to cover all parcels involved in the sale; each parcel will be listed as an exhibit of the agreement.

A motion was made McDermott and seconded by Draves to accept the bid from Allen Edwin Homes to purchase the vacant parcels in the Orchard Hills development located at 747 Maple Tree Drive, 709 Plum Tree Lane, 724 Plum Tree Lane and 983 Plum Tree Lane at a price of \$22,500 per parcel and authorize the City Manager to negotiate on behalf of the City and sign a purchase agreement for all parcels.

YEAS: McDermott, Osborn, Smith, Draves, Grossmeyer, Jacob, Lockwood.
NAYS: None.
ABSENT: None. Motion carried by a roll call vote.

EAGLES ON THE WATER'S EDGE

A motion was made McDermott and seconded by Grossmeyer to accept the bid from Allen Edwin Homes to purchase the vacant parcels in the Eagles on the Waters Edge development located at 1000 Waters Edge Lane and 1002 Waters Edge Lane at a price of \$30,500 per parcel and authorize the City Manager to negotiate on behalf of the City and sign a purchase agreement for both parcels.

YEAS: Osborn, Smith, Draves, Grossmeyer, Jacob, Lockwood, McDermott.
NAYS: None.
ABSENT: None. Motion carried by a roll call vote.

CALL TO THE AUDIENCE – Michael Romines, 834 Sinclair, stated his property borders Oakwood Cemetery. He is not happy with the conduct and language of the lawn care service employees who work in the Cemetery and feels they should be reprimanded or replaced. Mr. Romines commented there was a confrontation between himself and employees of the lawn care service in which Mr. Romines alleged his dogs were threatened. He called the City Manager regarding this matter and did not receive a return call. Markland apologized for not returning the call and stated he was out of the office that day. He further stated if a resident has a concern that involves potential threats to safety, they should contact the Police Department. Councilperson Smith, who is the liaison to the Oakwood Cemetery Board, will bring this matter to the Board's attention.

Vera Hogan, Tri-County Times, asked if federal funding for the Poplar Street project has become available. Markland responded he has not heard that the funding has been approved. She commented she is waiting to hear from Administration regarding the Development Area Citizens Council. Assistant City Manager Hart will contact Ms. Hogan this week.

Cheryl King, 14432 Appletree Lane, commented regarding the basketball court at Franklin D. Adams Park. She thanked Councilmember Jacob for his service. She also commented regarding parking issues on Appletree Lane.

Meeting was adjourned at 8:48 PM.

Mayor Sue Osborn

City Clerk, Renee Wilson

Date approved: July 24, 2017